IN THE HON'BLE HIGH COURT OF JUDICATURE

AT BOMBAY AT PORVORIM, GOA

P.I.L. Writ Petition No. /2023

The Goa Foundation ….Petitioner

V/s

Town and Country Planning

Department & Ors …Respondents

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PLACE: MAPUSA, GOA

DATE: 04.03.2023

ADVOCATE FOR THE PETITIONER

IN THE HON'BLE HIGH COURT OF JUDICATURE

AT BOMBAY AT PORVORIM, GOA

P.I.L. Writ Petition No. /2023

The Goa Foundation ….Petitioner

V/s

Town and Country Planning

Department & Ors …Respondents

SYNOPSIS AND CHRONOLOGY OF

DATES AND EVENTS

This petition has been filed to bring to this Hon'ble Court's attention the construction and development activities being undertaken on Sy. No. 158/1, Calangute village, Bardez Taluka, sans the mandatory permissions under the State laws relating to Development and Construction. The private Respondents Nos. 4 & 5 obtained a Trade License to put up temporary wooden huts and shack from the Village Panchayat of Calangute and an NOC for the same from the Goa Coastal Zone Management Authority. On the basis of the NOC for wooden huts, the private Respondents No. 4 & 5 have brazenly put up large permanent structures, a swimming

pool and other structures on the said property - without any Development Permission/Technical Clearance, Conversion Sanad and a Panchayat Construction License, all of which are required for any permanent construction of this nature. The Petitioner duly made complaints to the TCP/NGPDA in October 2022. After receipt of this complaint, 2 inspections scheduled by these authorities were postponed at the last minute on some pretext or the other, and no action has been taken by these authorities to stop the ongoing work. It does not appear to the Petitioner that these authorities are dealing seriously with the large scale violations pointed out in the complaint made to them. Recent photographs of 3rd March 2023 speak volumes in explaining the nature and extent of the illegal constructions undertaken at the subject property, which is continuing at a rapid pace. Hence this Petition.

LIST OF DATES AND EVENTS

Sr. No.	Date	Particulars of events ordocuments if any	Annexure and page
1.	24.10.19	Resp. No. 4 applies to the GCZMA to set up a resort comprising 18 wooden cottages and 1 shack on the plot on about a 4700 sq mt area	**Ann. 3 Colly,** at pg. 37

2.	24.12.19	GCZMA grants NOC to application of the R4	**Ann. 3 Colly,** at pgs. 39 - 42
3.	16.01.20	Resp. no. 4 makes another application to the GCZMA for 5 additional structures with area of 240 sq. mts.	
4.	05.02.20	GCZMA grants NOC to application of the R4 dt. 16.01.2020	**Ann. 4 Colly,** at pgs. 44 - 47
5.	20.02.20	Village Panchayat of Calangute [*Resp. No. 3*] grants trade licenses to the R.4 for 18 temporary huts and a shack; and for 5 temporary huts.	**Ann. 5 Colly,** at pgs. 49 - 50
6.	01.10.20	Village Panchayat of Calangute [*Resp. No. 3*] grants trade license to the R.4 for 18 temporary huts and a shack	**Ann. 5 Colly,** at pg. 51
7.	2021	Local NGO submits complaint to GCZMA, other authorities regarding permanent RCC foundations being raised on the subject property	**Ann. 6,** at pg. 53 - 54

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8.	04.03.21	Deputy Collector Mapusa writes to the Mamlatdar of Mapusa to look into the complaint and check whether a conversion sanad had been obtained.	**Ann. 7,** at pgs. 55 - 58
9.	22.03.21	VP Calangute issues a stop work order to R.4 re ongoing work at subject property	**Ann. 8 Colly,** at pg. 59
10.	22.03.21	GCZMA issues a stop work order to R.4 re ongoing work at subject property	**Ann. 8 Colly,** at pgs. 61 - 64
11.	25.03.21	GCZMA conducts site inspection of subject property	**Ann. 9,** at pgs. 65 - 70
12.	25.08.21	GCZMA issues order to R.4 to remove steel plates/RCC and other offending structures	**Ann. 10,** at pg. 71 - 72
13.	06.09.21	Resp. 4 files compliance report in terms of 25.08.21 directions by GCZMA	**Ann. 11,** at pg. 73
14.	07.09.21	Resp. No. 4 applies to the GCZMA to set up a resort comprising 10 wooden cottages and 1 shack on the plot on about a 1516 sq mt area	**Ann. 12,** at pg. 75 - 84

15.	28.11.21	GCZMA conducts site inspection of subject property	**Ann. 13,** at pgs. 85 - 88
16.	28.01.22	GCZMA discharges Show Cause Notice/Stop Work order dt. 22.03.2021	**Ann. 14,** at pgs. 89 - 92
17.	09.03.22	VP Calangute drops it Show Cause Notice/Stop Work order relating to construction at subject property	**Ann. 15,** at pgs. 93 - 96
18.	23.05.22	Resp. No. 4 applies to the GCZMA to set up a resort comprising 10 wooden cottages and 1 shack on plot	
19.	31.05.22	VP Calangute conducts site inspection of subject property. Finds new pucca constructions underway made of steel and cement sheets, already erected with the estimated cost of the development shown as Rs.30 lakhs.	**Ann. 16,** at pgs. 97-104
20.	13.06.22	GCZMA conducts site inspection of subject property. Observes presence of corrugated metal sheets, temporary steel fabricated structures with dimensions of 21x7 metres being erected on stilts which are buried about 50 cm below the ground.	**Ann. 17,** at pgs. 105-106

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21.	06.07.22	GCZMA approves Revised plan submitted by R.4, also directs removal of corrugated sheets barricading the property	**Ann. 18 Colly,** at pgs. 107-110
22.	08.07.22	Formal NOC of GCZMA accepting revised plan of R.4 issued	**Ann. 18 Colly,** at pgs. 111-115
23.	25.07.22	Village Panchayat of Calangute [*Resp. No. 3*] grants trade license to the R.4 for 10 temporary huts and a shack	**Ann. 19,** at pgs. 116-123
24.	21.10.22	Petitioner submits complaint to Resp. No. 1 [*TCP Dept., Mapusa*] regarding permanent constructions being undertaken by R. 4 on subject property	**Ann. 20,** at pgs. 124-125
25.	28.10.22	North Goa Planning and Development Authority issues site inspection notice, to be held on 09.11.22	**Ann. 22,** at pg. 128
26.	08.11.22	One day prior to the scheduled site inspection, the petitioner was informed via Whatsapp by the Respondent No. 7 authority that the said inspection was canceled as the private party [*R. 4 herein*] had submitted its reply to the complaint	

27.	02.12.22	Petitioner writes to the NGPDA asking formally for a copy of the reply submitted by the private Respondent, as such reply had not yet been furnished by the NGPDA	**Ann. 23,** at pgs. 130-131
28.	08.02.23	Petitioner receives documents pertaining to its complaint along with reply of the R.4 from the Resp. No. 1 authority	**Ann. 24,** at pg. 132 **Ann. 25,** at pg. 134
29.	09.02.23	TCP Dept. Mapusa/R.1 issues site inspection notice, inspection of subject property to be held on 21.02.23	**Ann. 26,** at pg. 136
30.	21.02.23	TCP Dept. Mapusa/R.1 cancels site inspection without any intimation to the petitioner who deputed staff to the site, who waited for an hour before they came to know that the site visit had been cancelled	

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31.	03.03.23	On visiting subject property as a part of a site inspection of the property organized by the Goa Coastal Zone Management Authority, Petitioners staff finds 8 concrete structures with concrete foundation have been put up at the site, each with around 3-4 rooms in each structure, along with a swimming pool, S.T.P. and other structures. GCZMA permissions is only for temporary wooden cottages.	**Ann. 27 Colly,** at pgs. 138-144
32.	04.03.23	Present P.I.L. W.P. is filed	

PLACE: Mapusa, Goa
DATE: 04.03.2023

ADVOCATE FOR THE PETITIONER

AMENDED PETITION

IN THE HON'BLE HIGH COURT OF JUDICATURE OF BOMBAY AT PORVORIM, GOA

P.I.L. Writ Petition No. 7 /2023

IN THE MATTER OF ARTICLE 21, 14, 226 & 227 OF THE CONSTITUTION OF INDIA AND RULE 4(e) OF THE BOMBAY HIGH COURT PUBLIC INTEREST LITIGATION RULES, 2010

AND

IN THE MATTER OF SECTIONS 43 AND 44 OF THE GOA TOWN AND COUNTRY PLANNING ACT 1974; SECTION 32A OF THE LAND REVENUE CODE AND SECTION 66 OF THE GOA PANCHAYAT RAJ ACT, 1994

AND

IN THE MATTER OF THE ILLEGAL CONSTRUCTION OF COTTAGES AND SWIMMING POOL ON THE CALANGUTE COAST WITHOUT ANY CONVERSION SANAD, DEVELOPMENT PERMISSION & CONSTRUCTION LICENSE

1. **THE GOA FOUNDATION**
   through its Secretary, Dr. Claude Alvares,
   Age 74 years, Having Regd. Office at
   Room No 7, Above Mapusa Clinic,
   Mapusa, Goa - 403507,
   PAN No. AAAAG0249C,
   Income: Rs 10 - 15,00,000/- per annum (approx.),
   Registration No. - 23/Goa/86,
   Email id: goafoundation@gmail.com

……**PETITIONER**

v/s.

1. **THE TOWN AND COUNTRY PLANNING DEPARTMENT,** North Goa District Office,
   thr. the Senior Town Planner, 302,
   Govt. Building Complex,
   Mapusa, Bardez, Goa - 403507.

2. **THE STATE OF GOA,**
   through its Chief Secretary,
   Secretariat, Porvorim, Goa – 403521.

3. **THE VILLAGE PANCHAYAT OF CALANGUTE,**
   thr. its Secretary,
   Calangute - Anjuna Rd,
   Naika Waddo, Khobra Waddo,
   Calangute, Goa - 403516.

4. **LLOYD ST. JUDE JOAQUIM FERNANDEZ,**
   House No. 160, Gaura Vaddo,
   Calangute, Bardez, Goa - 403516.

5. **M/S AMARA BY THE SEA CALANGUTE**,
Sy. No. 158/1, behind Tival Vado Chapel,
Calangute, Goa - 403516,
% Lloyd St. Jude Joaquim Fernandez,
House No. 160, Gaura Vaddo,
Calangute, Bardez, Goa - 403516.

6. **THE ADDITIONAL COLLECTOR – III**,
North Goa District,
Government Office Complex,
Mapusa, Bardez, Goa – 403507.

7. **THE NORTH GOA PLANNING AND DEVELOPMENT AUTHORITY**,
through its Member Secretary,
1st Floor, Archdiocese Building,
Mala, Panaji, Goa - 403001.

8. **THE GOA STATE POLLUTION CONTROL BOARD,** through its Member Secretary,
Near Pilerne Industrial Estate,
Opposite Saligao Seminary,
Saligao, Bardez, Goa – 403511.

9. **THE DIRECTORATE OF FIRE AND EMERGENCY SERVICES,**
through the Asst. Divisional Officer [North Zone],
St. Inez, Panaji, Goa – 403001.

10. **THE GOA COASTAL ZONE MANAGEMENT AUTHORITY,**
through its Member Secretary,
4th Floor, Dempo Towers,
Patto Plaza, Patto, Panjim, Goa – 403001.

….**RESPONDENTS**

(Above addresses are registered addresses of parties)

To,
The Hon'ble Chief Justice
and His Companion Judges,
Bombay High Court at Porvorim, Goa

THIS HUMBLE PETITION OF THE PETITIONER MOST RESPECTFULLY SHOWS AS UNDER

PARTICULARS OF THE CAUSE AGAINST WHICH THIS PIL IS FILED

1. This PIL writ petition is being filed seeking stay of this Hon'ble Court on all development and construction work of around 10 cottages, a swimming pool and other permanent structures being undertaken on Sy. No. 158/1 Calangute Village, North Goa, by the Respondent No 4. The construction is being carried out without obtaining the necessary statutory permissions required under the Goa, Daman and Diu Town and Country Planning Act, 1974, the Goa Land Development and Building Construction Act 2008, and the 2010 Regulations. The Respondent has also not obtained required Construction Licence from the Village Panchayat for these constructions under section 66 of the Panchayat Raj Act, 1994. The Petitioner clarifies that although the area falls within the CRZ, the instant petition does not delve into the issue of CRZ

clearance and violations thereof, and is limited only to gross non-compliance and violation of the Town and Country Planning Act 1974, Building Regulations. the Panchayat Raj Act, 1994 and the provisions of the Land Revenue Code.

PARTICULARS OF THE PETITIONER

2. The Petitioner is an environment NGO based in Goa who has approached both, this Hon'ble Court and the Hon'ble Supreme Court, time and again over the past three decades, in public interest, for enforcement of the provisions of environment, wildlife, forest, coastal regulation, land use, pollution and mining laws. All its members are citizens of India. The average annual income of the Petitioner organization is between Rs.10 to Rs.15 lakh. The Petitioner states that there is no civil, criminal or revenue litigation involving the Petitioner organization which has or could have a legal nexus with the issue involved in this PIL. Registration certificates and resolution of the petitioner organization are herein marked and annexed to the petition as **Annexure 1 Colly.** Undertaking that the petitioner will disclose the source of information leading to the filing of the PIL is filed by the petitioner and is marked and annexed at **Annexure 2.**

Particulars of the Respondents

3. The Respondent No. 1 is the Town and Country Planning Department, through its North Goa District office at Mapusa. The Respondent No. 2 is the State of Goa. The Respondent No. 3 is the Village Panchayat of Calangute. The Respondent No. 4 is the private party which is carrying out the development and construction work which is the subject matter of the present petition, and the Respondent No. 5 is the establishment/resort located on the subject property. Resp.No.6 is the Addtl. Collector, Mapusa. The Resp. No. 7 is the North Goa Planning and Development Authority.

Declaration of the Petitioner

4. The Petitioner states that this petition is filed by way of public interest. The petitioner does not have any personal interest in the matter. Reliefs claimed are in public interest.

5. The Petitioner states that the entire litigation costs and other charges are being borne by the petitioners.

6. The Petitioner states that adequate research has been conducted in the matter raised through the petition and all relevant material has been annexed to the petition. More may be added, if necessary, at a later stage.

7. The Petitioner states that to the best of their knowledge and research the issues raised in the petition were not dealt with or decided and that a similar or identical petition was not filed earlier by the petitioner on the same matter either in this Hon'ble Court or in the Supreme Court of India.

8. The Petitioner states that this Hon'ble Court has jurisdiction to hear and decide this matter.

9. The Petitioner has understood that in the course of hearing of this petition, the Court may require any security to be furnished towards costs or any other charges and the petitioner shall comply with such charges.

Facts constituting the cause

10. Bulk of the Sy. No. 158/1 of Calangute village falls within the 200 metre No Development Zone from the High Tide Line and is zoned as orchard in the Outline Development Plan of Calangute notified under the Town and Country Planning Act, 1974. The Resp. No. 4 is the self-declared owner of the plot who has obtained some permissions from the authorities for temporary constructions and also applied for development permission for the structures presently under construction. No development permission is received. The structures are for commercial use.

Background:

11. On 24.10.2019, the Resp. No. 4 applied to the GCZMA for putting up an elaborate resort comprising 18 wooden cottages and 1 shack on the plot with 4700 sq mt area (out of 7,100 sq mts of land purportedly owned by him). The GCZMA issued an NOC vide letter dt. 24.12.2019 for construction of 1000 sq mts built up area, provided no cement, concrete were used, the structures were to be one metre above ground, with only ground floor, and no permanent structure was raised. The NOC did not mention the number of structures permitted. A copy of the Application dt. 24.10.2019 along with the submitted plan, the GCZMA's NOC dt. 24.12.2019 and the approved plan with the stamp of GCZMA are enclosed at **Annexure 3 colly**.

12. A second application was made by the party to the GCZMA on 16.01.2020 (within a month of the first NOC), this time for a total of 5 additional structures, which was approved on 05.02.2020, the structures to be of wood/or other biodegradable materials and with additional built up area of 240 sq mts. These structures were proposed on the balance plot area of 2090 sq mts. A copy of the NOC dt. 05.02.2020 and the approved site plan is at **Annexure 4 Colly**. Condition 4 of the NOC reiterated that no cement or concrete to be used for

the floor; no structure of permanent nature to be erected; all structures were to be ground floor only, and the plot was not to be barricaded. FAR is shown as 11.48. Thus, the GCZMA in effect granted NOC for construction of 23 huts and 1 shack in total. To the best knowledge of the petitioner and as confirmed by Google Earth, no structures were raised pursuant to these NOCs.

13. By its letter dated 20.02.2020, the Village Panchayat of Calangute thereafter granted two trade licences to the Resp. No. 4 under Section 70 of the Goa Panchayat Raj Act, for 18 numbers of temporary huts + shack valid till 31.05.2020 [*1st license*], and for 5 numbers of temporary huts valid till 21.05.2020 [*2nd license*]. The licences required the Resp. No.4 to remove all structures within 5 days of the end of validity period as these were temporary. The Resp. No. 4 paid Rs.1,80,000 as trade licence fees (@10,000 per hut) for the 1st license, and Rs 25,000 as trade license fees for the 2nd license for the trade activity under Section 70. It is to be borne in mind that the trade licence is not a Construction Licence under Section 66 of the Panchayat Act.

14. A subsequent application was filed by the Resp. No. 4 on 23.09.2020 to the Panchayat for another Trade Licence for 18 temporary huts + 1 shack which was also duly issued by the Panchayat on

01.10.2020 valid upto 31.05.2021, after which the temporary huts were to be removed. Copies of the two trade licenses issued dt. 20.02.2020 and the trade license dt. 01.10.2020 are enclosed at **Annexure 5 colly**.

15. In 2021, the Resp. No. 4 commenced raising some permanent RCC foundations on the plot. Photos of the development were sent to the GCZMA and other authorities by an NGO from the area and some of the authorities did act on the complaint. The photos are at **Annexure 6**.

16. The Deputy Collector wrote to the Mamlatdar on 04.03.2021 to inquire into the complaint and check whether a conversion sanad had been obtained. A copy of the letter dated 04.03.2021 is at **Annexure 7**. Action taken if any in furtherance of this letter is not known.

17. However, on 17.03.2021, the Panchayat wrote to the GCZMA about the allegations of permanent construction. On 22.03.2021, the GCZMA issued a stop work order and Show Cause Notice under Section 5 of EPA, 1986. The Panchayat also issued a stop work order on 22.03.2021 and ordered a site inspection. Copies of the GCZMA and Panchayat stop work orders dt. 22.03.2021 are enclosed at **Annexure 8 Colly**.

18. The GCZMA conducted a site inspection on 25.03.2021. Its report dated 26.03.2021 with photos, stated that 36 RCC footings with MS base plates had been constructed within 100 metres of HTL, that major environmental damage was being caused, and that the property ought to be sealed to prevent further damage. GCZMA directed the Deputy Collector to seal the premises the same day. This was indeed carried out by the Mamlatdar and all activity at site came to an end. Copy of the site report is at **Annexure 9**.

19. Five months later, on 25.08.2021, the GCZMA ordered the Resp. No. 4 to comply with the order to remove the 36 RCC and steel plates or pay a fine of Rs.10 lakh for removal of offending structures by the authorities. A copy of the order dt. 25.08.2021 is at **Annexure 10**. At the request of Resp. No. 4, the premises were de-sealed for ten days to enable him to remove the offending structures and restore the beach. On 06.09.2021, the Resp. No. 4 filed a letter of compliance, claiming the beach had been restored. Copy of the letter dated 06.09.2021 is **Annexure 11**. Hence, nothing was seen above the ground on the said plot by the said date.

Present Cause of Action:

20. On 07.09.2021, i.e., immediately after the Resp. No. 4 had stated that the beach was cleared of construction, he filed an application for development permission under the Town and Country Planning Act, 1974. Copy of the application dt. 07.09.2021 is enclosed at **Annexure 12**. The application sought development permission for ten wooden cottages and beach shacks for an area upto 1516 sq.mts and declared the size of his plot at 4700 sq mts. Along with the application, the Resp No 4 annexed a 'Certificate of Conformity' with the Goa Land Development Building Regulations, 2010 and a 'Structural Liability Certificate' signed by a Chartered Engineer. Immediately thereafter i.e., on 08.09.2021 he separately applied to the GCZMA for a revised plan for 10 cottages and one shack.

21. The GCZMA conducted a site inspection on 28.11.2021. The report indicated that all the 36 columns and footing were removed and stacked separately and the area was devoid of any structure. However, the debris was required to be cleared. A copy of the site inspection report is at **Annexure 13**. Thereafter, vide Order dated 28.01.2022 the GCZMA expressed satisfaction that the Resp. No. 4 has complied with its

directions and discharged the Show Cause Notice and Stop Work order. However, no penalties were levied for large scale destruction of the beach. [In a recent case involving Shrem Resorts in Candolim, the GCZMA levied a fine of Rs.2.4 crores for environmental damages for illegal commercial development on an area admeasuring approximately 2,000 sq mts.] On 09.03.2022, the Panchayat also dropped its Show Cause Notice. Copy of the GCZMA order 28.01.2022 is at **Annexure 14** and the Panchayat order 09.03.2022 is at **Annexure 15.**

22. On 23.05.2022, the Resp.No.4 once again applied to GCZMA for approval of a revised plan of ten huts + 1 shack on the same plot. However, on 31.05.2022, the Panchayat conducted a site inspection, report of which, with panchanama, showed new pucca constructions underway made of steel and cement sheets, already erected with the estimated cost of the development shown as Rs.30 lakhs. The party claimed it had permission from GCZMA and the Panchayat for wooden huts but the authority observed that the structures were made of steel. No action whatsoever was taken by the Panchayat for this gross violation. The V.P. site inspection report dt. 31.05.2022 is enclosed as **Annexure 16.**

23. GCZMA also conducted its own site inspection on 13.06.2022 which similarly records "temporary steel fabricated structures with dimensions of 21x7 metres being erected on stilts which are buried about 50 cm below the ground." The plot was barricaded by corrugated metal sheets, which the report observes, was prohibited activity. Copy of the site visit report is **Annexure 17**. There was no board outside the plot which disclosed details of the permissions granted for the project, as is required by law.

24. It is not clear on the basis of what permissions these constructions had commenced since as per the Resp No 4's own letter dated 06.09.2021, the site had been restored to original condition, thereafter the GCZMA had conducted site inspection on 28.11.2021 accepting that there were no constructions of any nature at the site. Since then, the Resp No 4 had not received any development permission either from the NGPDA or the Town Planning department pursuant to his application dated 07.09.2021 u/s 44 of the TCP Act, nor from the GCZMA pursuant to his application dated 08.09.2021 for temporary constructions. Hence the constructions coming up at the site were totally illegal and ought to have been demolished forthwith.

25. Instead, unmindful of the fact that constructions of a permanent nature had commenced on the plot -- for it is hardly possible to erect temporary structures of cement and steel comprising large number of bedrooms and toilets -- the GCZMA on 06.07.2022 approved "revised plans" of Resp No 4 for beach shack and wooden cottages in terms of its earlier NOC dated 24.12.2019, but for an area of 1516 sq mts of built up area. While the GCZMA has totally ignored the vast discrepancy between the nature of structures it is granting approval for and the actual structures on site, the order only directed that the Resp.No.4 should remove corrugated sheets barricading the property. The formal NOC was issued by GCZMA on 08.07.2022, with the same conditions as per earlier NOC dated 24.12.2019. Copies of the orders dt. 06.7.2022 and 08.07.2022 along with site plan are enclosed at **Annexure 18 Colly**.

26. Petitioner submits that while the GCZMA order permits wooden cottages, the Resp. No.4 is also required to obtain development permission under the Goa land Use and Building Regulations as they also cover buildings made of wood. Regulation 2(20) defines 'Building' as 'a structure constructed with any materials whatsoever for any purpose', which definition includes within its scope wooden structures. The GCZMA N.O.C.

also required the party to obtain all other relevant permissions. At any rate the Resp No. 4 has indeed made an application for permission u/s 44 for the same.

27. Based on the GCZMA's latest NOC, the Resp. No. 4 applied to the Panchayat on 21.07.2022 for a license for ten temporary huts and 1 shack which the Panchayat promptly granted on 25.07.2022, with a validity period of one year i.e., till 27.07.2023. The VP license dated 25.07.2022, which is again a trade licence, is enclosed as **Annexure 19.**

28. Petitioner submits that the building project approved is thus no longer with reference to the tourist season, which ends on 31st May of each year, but the permissions will operate throughout the year, the structures will be permanent and for commercial use, while a namesake "temporary" tag is attached to the permission. Additionally. neither the GCZMA nor the Panchayat seems to be concerned by the fact that the constructions had commenced without their approval and furthermore, that while they were granting permission for temporary wooden cottages, the structures on site were of steel and cement grouted in the earth with fairly deep foundations.

Petitioner's efforts to persuade the authorities to act on the illegal construction

29. Petitioner has been pursuing this matter of the permanent constructions erected on the basis of permission for wooden structures with the Planning authorities. On 21.10.2022, the petitioner wrote to the TCP Department, Mapusa [*Resp. No. 1*] informing it of permanent construction being erected on sy.No. 158/1 and requesting for investigation and action, as the project had no development approval. Copy of the letter is at **Annexure 20.** It included photographs of the ongoing construction of several structures. The use of concrete and dressed laterite stones is clearly visible therein. Photographs showing the massive illegal permanent structures dt. 24.11.2022 and a map showing an aerial view of the subject property are enclosed as **Annexure 21 Colly.**

30. In response to the complaint made, the North Goa Planning and Development Authority [*Resp. No. 7*] issued a notice dt. 28.10.2022 to the Petitioner [*complainant*] and the Respondent No 4 for a site inspection of the subject property Sy. No. 158/1, to be held on 09.11.2022. The notice dt. 28.10.2022 is enclosed as **Annexure 22.** However, on 08.11.2022, one day prior to the scheduled site inspection, the petitioner was informed via Whatsapp by the Respondent No. 7 authority that the said inspection was canceled as the private party [*R. 4 herein*] had submitted its reply to the complaint made by the Petitioner. However, copy of the reply submitted by the private party was not furnished to the Petitioner, owing to which the Petitioner had to formally ask

for the same vide a letter dt. 02.12.2022, which is enclosed as **Annexure 23.** [The Petitioner eventually received this information only on 08.02.2023].

31. At the time of grant of NOC and commencement of construction, the plots fell under the jurisdiction of the North Goa Planning and Development Authority (NGPDA) in area zoned as "orchard" under the Outline Development Plan and permission was required u/s 44 of the TCP Act. On 20.12.2022, however, the Calangute Planning Area was withdrawn for the purposes of the TCP Act, 1974. Consequently, the NGPDA ceased to have jurisdiction over the subject property and jurisdiction from the TCP Act point of view was vested now with the Town and Country Planning Department, whose technical clearance is required prior to obtaining a construction license from the Panchayat.

32. However, from the date of the scheduled inspection being cancelled, i.e., 08.11.2022, till 20.12.2022 [*date of Authority ceasing to have jurisdiction over subject property*], no further action was taken by the Resp. No. 7 Authority to stop the illegal works. On 26.12.2022 the petitioner enquired with the Resp. No. 7 authority about his complaint and was informed that pursuant to the Gazette notification dt. 20.12.2022, all of the files pertaining to the Calangute area, including the complaint proceedings initiated by the Petitioner, had been transferred to the Town and Country Planning Department [*Resp. No. 1*]. The files pertaining to the Complaint proceedings were received by the Resp. No. 1 on 29.12.2022. Yet, more than 45 days after receiving the files

pertaining to the complaint, no action has been taken by the Resp. No. 1 Authority in furtherance of the complaint dt. 21.10.2022.

33. On 08.02.2023, the petitioner received some documents pertaining to its complaint vide a letter from the Resp. No. 1, which is enclosed at **Annexure 24**. This letter included a copy of the response of the Resp. No. 4 to the petitioner's complaint. In the reply dt 04.11.2022 the Resp. No. 4 claimed that the Resp. No. 7 authority [*NGPDA*] lacked the jurisdiction to inspect temporary structures, for which the Resp. No. 4 had the necessary permissions from the Goa Coastal Zone Management Authority and the Village Panchayat of Calangute. The letter of the Resp. No. 4 dt. 04.11.2022 is enclosed as **Annexure 25.**

34. On first blush, and on a plain reading of the TCP Act 1974, the Goa Land Development and Building Construction Act 2008 and its 2010 Regulations, the defence put forward by the private party that temporary structures are not 'buildings' for the purpose of planning laws and are therefore beyond the jurisdiction of the Resp. No.1/7 authority may be correct. However, the position taken on paper is vastly at odds with the actual nature of the structures on ground put up by the Resp. No. 4, which are massive permanent structures of wood, metal & concrete, in addition to a swimming pool, STP and other structures.

35. Petitioner submits that the fact that permanent construction has taken place is clear from the panchanama conducted by the Panchayat on 31.05.2022 and from the photos annexed to this petition. Since the party is carrying out permanent construction, then it is being erected without a Conversion Sanad under the provisions of the Goa Land Revenue Code, 1968; without Development Permission / Technical clearance under Section 43/44 of the Town and Country Planning Act, and without a valid construction licence u/s 66 of the Panchayat Act.

36. Petitioner further submits that the NOC granted by the GCZMA is for wooden structures for which, as per the Building Regulations, development permission is required. However, although the Respondent No. 4 was given permission only to put up temporary structures, the Resp. 4 brazenly started constructing permanent concrete cottages, a swimming pool and other permanent structures including STP on the subject property bearing Sy. No. 158/1, Calangute Village.

37. Thus, the fact of the matter is that large scale permanent constructions are being put up by the Resp. No. 4 on the subject property without having obtained the mandatory Development Permission *inter alia* in terms of Section 44 of the Goa Town and Country Planning Act, 1974, and Regulations 3.1 and 3.2 of the Goa Building and Construction Regulations, 2010. Further, there is no Construction Licence for such permanent structures from the Village Panchayat. Simply by getting an NOC from GCZMA or a trade licence from the panchayat for putting up temporary structures cannot be construed as a licence to put up permanent structures. The GCZMA's NOC is not a development permission.

38. Vide letter dated dt. 09.02.2023, the petitioner received a letter from the Respondent No 1 finally scheduling a joint site inspection at the subject property on 21.02.2023. The letter is enclosed at **Annexure 26.** However, this site visit too was cancelled on the day itself without any intimation to the petitioner who deputed staff to the site, who waited for an hour before they came to know that the site visit had been cancelled.

39. On 3rd March 2023, the Petitioner went for a site inspection of the subject property organized by the Goa Coastal Zone Management Authority. It was found at the site that instead of the wooden cottages which the GCZMA permitted, at least 8 concrete villas with concrete foundation have been put up at the site, each with around 3-4 rooms in each structure, along with a swimming pool, S.T.P. and other structures. Photographs of the permanent structures put up on Sy. No. 158/1 dt. 03.03.2023 are enclosed as **Annexure 27 Colly,** and are self-explanatory.

40. It is obvious that the planning authorities -- the NGPDA and now the Town Planning department -- are hell bent on colluding with the developer, giving him time to complete the illegal construction, and scuttling two site inspections for which notice was given to the petitioner. The intent of the authorities appears to be to delay action till the Resp.No.4 has completed its work and opened for business.

41. Since none of the authorities are taking any action in the matter of these serious violations of the Town Planning and Construction laws, despite complaints made as far back as 21.10.2022 which the petitioner has zealously pursued, the

petitioner is constrained to approach this Hon'ble Court in the instant petition for urgent interim relief as no construction may take place in any area of Goa without authority of law.

41A. Pursuant to the filing of the petition, this Hon'ble Court on the last date of hearing was apprised by the Resp. No. 5 establishment that it had begun lodging customers in its premises and started commercial operations, *inter alia* without being in possession of necessary permissions from the Goa State Pollution Control Board; the Directorate of Fire and Emergency Services and without any Occupancy Certificate from the V.P.

41B. The Resp. No. 5 set up its cottages and other structures on the subject property without the mandatory Consent to Establish from the Goa State Pollution Control Board; and also began operations without any Consent to Operate from the PCB, as required under the Air and Water Acts.

41C. Regulation 3.11 of the Building Regulations mandates that no building shall be occupied in whole or in part until the issue of a Completion Order from the PDA/TCP, and an Occupancy Certificate from the Village Panchayat. While the Resp. No. 5 disputes that it needs any permission from the TCP/PDA Department, it was stated on its behalf that it did not have an Occupancy Certificate on the last date of hearing i.e. 13th March 2023. It is submitted that along with a whole list of other permissions which the Resp. No. 5 has failed to obtain, as spelt out in this Petition, the said establishment has also not obtained an Occupancy Certificate from the Resp. No. 3, Village Panchayat of Calangute.

41D. Both the Goa Building Construction Regulations as well as the Goa Fire Force Act, and the Rules thereunder, require a NOC to be taken for Hotels /Restaurants from the Resp. No. 9 Department, i.e. the Directorate of Fire & Emergency Services. It is only after the installation of necessary fire protection measures and their inspection by the Resp. No. 9 that an N.O.C. is duly issued to the concerned establishment.

Grounds

42. The Petitioner is therefore approaching this Hon'ble Court in public interest on the following major grounds, among others: -

A. Section 44 of the Goa Town and Country Planning Act, 1974, lays down the requirement of obtaining permission from the Planning and Development Authority prior to any development work being carried out. At the time of GCZMA NOC and commencement of construction, the plot fell within the jurisdiction of the NGPDA. Prior approval was therefore mandatory. Section 43 of the Act prohibits any development being carried out without obtaining the necessary permission under Section 44. No such permission has been obtained.

B. Section 3 of the Goa (Regulation of Land Development and Building Construction) Act, 2008 mandates that all development and construction activity in Goa shall be carried out in accordance with the Act and its

Regulations. Wooden structures are included in the definition of Building as per Regulation 2(20).

C. Regulation 3.1 of the 2010 Building Regulations prohibits the carrying out of any development without obtaining prior permissions from the concerned authorities. A similar requirement is also spelt out by Regulation 4.1.

D. Regulation 3.6 states that in case of Planning Areas, the owner/private party has to secure prior Development Permission from the concerned Planning and Development Authority.

E. In the instant case, no permission was granted by the North Goa Planning and Development Authority to the Resp. No. 4 based on his application, prior to starting the construction and development of cottages, 1 swimming pool and other permanent structures on the subject property in Calangute, falling within the purview of the Calangute-Candolim ODP 2025.

F. The cottages and other concrete structures put up by the Resp. No. 4 are permanent structures, admeasuring between 11-17 metres in length and 6.5 to 22 metres in width which could not have been so constructed without securing permission from the North Goa Planning and Development Authority. Such constructions therefore fly in the face of the strict mandate of the TCP Act, the Building Construction Act and the Regulations framed thereunder.

G. Even though the area no longer falls within the jurisdiction of the NGPDA, the Resp. No. 4 cannot carry out construction without a Technical Clearance Order from the TCP Department, and a Construction License from the Panchayat of Calangute, both of which it lacks. Besides these issues of lack of permissions, there is also no Display Board outside the plot which states all the permissions obtained for the purpose of development from the various authorities, as mandated by the Goa Land Development and Building Construction Regulations, 2010.

H. There is no licence issued by the Panchayat for permanent construction. A trade licence cannot be used for the purpose of erecting permanent structures. Under the Building Regulations, even buildings made of wood are required to obtain development approval under the TCP Act. Even the Panchayat Raj Act 1995 defines ‘building’ as including wooden structures, in terms of Section 2(2).

I. The petitioner duly made complaints to the TCP Department/NGPDA in October 2022, however, no specific action to investigate the complaint or stay the construction work has been done by the Authorities for more than 4 months, in which time the construction has been continuing at a rapid pace.

J. The Village Panchayat has granted NOC for constructions of a temporary nature, and has not granted a permission or licence for permanent structures. Section 66 of the Goa Panchayat Raj Act prohibits the construction of any building without the necessary Construction License/permission from the Village Panchayat.

K. It appears that the Resp. No. 4 has no sanad under the Goa Land Revenue Code. If this is indeed the case, the development would also be in contravention of Sections 32A and 33 of the Goa Land Revenue Code 1968.

L. Such other and further grounds that may be urged at the time of hearing.

M. No entity may commence any operation or process that discharges sewage or effluent or discharges air pollutants without the consent of the Pollution Control Board under the provisions of the Air and Water Acts.

N. Likewise, as it is claimed that the construction is of wood, and the structures are hosting people, it was mandatory for the Respondent No.s 4/5 to procure necessary permissions and clearances from the Directorate of Fire Services [Resp. No. 9].

O. Further, the law lays down that no structure may be brought into use by human beings without an Occupation Certificate issued by the statutory authorities, including the Town and Country Planning department and the Village Panchayat. It is

an admitted fact that none of these permissions have been obtained. Nonetheless, the premises have been put to use.

Source of Information

43. The Petitioners are relying on certified copies of documents provided by public authorities and notifications published in the Official Gazette of the Government of Goa and documents placed in an earlier petition before this Hon'ble Court.

Delay, if any, in filing the petition

44. There is no delay in the filing of this petition. Complaints were duly made to the concerned authorities, and after awaiting action for a reasonable time period, this Petitioner has approached this Hon'ble Court.

Representations made

45. The Petitioner made a complaint dt 21.10.2022 to the Resp. No. 1 Authority regarding the illegal constructions being undertaken by the Resp. No. 4 [enclosed at *Ann. 20*].

Documents relied upon

46. List of documents to be relied upon is provided in the index.

Nature and extent of injury:

47. Permanent structures have been put up by the Respondent No. 4 in flagrant violation of the Town and Country Planning Act; the Building Regulations; and the Panchayat Raj Act, without obtaining the necessary statutory permissions for the erection of such structures. The subject property is also located in the No Development Zone of the CRZ Area of Calangute village, and the ongoing illegal construction is severely damaging the eco-sensitive area of Calangute. The manipulation of permissions by the Resp. No. 4 in collusion with the authorities is creating an impression that anything can be done in the state of Goa, irrespective of the rule of law.

Prayers:

48. The Petitioner is therefore praying for the following reliefs, in public interest:

    A. For an order directing the Respondent authorities to demolish the constructions, including swimming pool and other permanent structures raised on Sy.No.158/1 of Calangute village and restore the plot to its original condition;

B. (i) For an order imposing penalties on the Respondent No. 4 for undertaking permanent constructions without the necessary Development Permission /Technical Clearance; Conversion sanad, and Construction License;

or, in the alternative,

(ii) For an order directing the Respondent Authorities to impose penalties on the Respondent No. 4 for undertaking illegal constructions without such permissions;

C. For costs of this petition;

D. Any other reliefs this Hon'ble Court may be pleased to grant;

Interim reliefs:

E. Pending hearing and final disposal of this petition, for an order directing the Respondent authorities to forthwith seal the premises of the plot bearing Sy. No. 158/1, Calangute village, Bardez Taluka;

F. Pending hearing and final disposal of this petition, for an order restraining the Respondents No.s 4 and 5 from carrying on any commercial operations, construction or

other activities at the site bearing Sy. No. 158/1, Calangute village, Bardez Taluka;

G. Pending hearing and final disposal of this petition, for an order restraining the Respondent Nos 4 & 5 from using the premises for any operations in terms of trade license issued by the Village Panchayat;

H. For ex-parte, ad interim relief in terms of prayer clause (G).

49. **Caveat**

No notice has been received of lodging a caveat by the opposite parties.

For the above, the Petitioner is very grateful.

PLACE: MAPUSA, GOA

DATE: 04.03.2023

PETITIONER

IN THE HON'BLE HIGH COURT OF JUDICATURE

BOMBAY, AT PORVORIM, GOA

P.I.L. Writ Petition No. /2023

The Goa Foundation ….Petitioner

V/s

Town and Country
Planning Department & Ors …Respondents

AFFIDAVIT IN SUPPORT OF THE PETITION

I, Dr. Claude Alvares, Indian National, Secretary of the Petitioner organization above named, do solemnly state on oath as under:

1. I say that I have today filed a Writ Petition in public interest for the reliefs sought therein, which has been prepared under the instructions of the Petitioners.

2. I state that there is no personal gain, private motive or oblique reason in filing the PIL.

3. The petitioners are ready to pay costs as ordered by the Court, if it is ultimately held that the petition is frivolous or has been filed for extraneous consideration or that it lacks bonafides.

4. The petitioners shall disclose the source of their information, leading to the filing of the PIL, if and when called upon by the Court to do so.

5. That the contents of paragraphs 1(p), 2, 3, 4 – 9, 10, 11 – 19, 20, 21(p), 22(p), 23(p), 24(p), 25(p), 26(p), 27(p), 28(p), 29(p), 30, 31(p), 32(p), 33, 34(p), 36(p), 37(p), 38, 39, 40, 42(p), 43, 44, 45, 46, 47(p), and 49 of the accompanying petition are correct and true are true to the best of my knowledge and information collected by me from the Departments of Government and official gazettes/website/internet which I believe to be true, and the contents of paras 1(p), 21(p), 22(p), 23(p), 24(p), 25(p), 26(p), 27(p), 28(p), 29(p), 31(p), 32(p), 34(p), 35, 36(p), 37(p), 41, 42(p), 47(p), and 48 are my submissions made on legal advice which I believe to be true and correct. No part of it is false and nothing material has been concealed therefrom.

6. I say that the documents annexed are true copies of their originals.

Solemnly affirmed at Mapusa, Goa,
this the 4th day of March 2023 Deponent

C E R T I F I C A T E

****

In view of the Affidavit filed by the Secretary of the Society ' THE GOA FOUNDATION ' for the purpose of 3 (B) (4) of the Societies Registration (Goa Amendment) Act,1998, it is hereby certified that the registration of the said Society, registered under the Societies Registration Act, 1860 under No.23/Goa/86 is hereby renewed for a further period of five years w.e.f. 11-6-2000.

Dated:- 2nd August, 2000.

OFFICE OF INSPECTOR GENERAL SOCIETIES
PANAJI

(P. V. S. Sardessai)
Inspector General
By -Order

Registration renewed till 11-06-2015
Dated 21/01/2011
21/1/2011
Inspector General of Societies/
/District Registrar (North Goa)
By Order

Office of Inspector General of Societies

Registration renewed till 11-06-2020
Dated 24-09-2015
24/9/2015
Inspector General of Societies/
/District Registrar (North Goa)
By Order

Office of Inspector General of Societies

Registration renewed till 11-06-2025
Dated 11-09-2020
11/09/2020
Inspector General of Societies/
/District Registrar (North Goa)
By Order

Office of Inspector General of Societies

GOA
FOUNDATION

G-8, St Britto's Apartments, Feira Alta, Mapusa 403507 Goa, INDIA
Tel: +91-(0)832-2256479; 2263305 *(also fax)*
E-mail: goafoundation@gmail.com *Website:* www.goafoundation.org

Certified Copy of Resolution of the Goa Foundation

Certified that the resolution copied below was unanimously passed and adopted at the AGM of the Society held on 13.8.2021:

"This AGM hereby authorises either the President or the Secretary to approach appropriate fora including the NGT, High Court and Supreme Court in respect of the public interest matters approved for filing after discussion at the AGM held on 13th August 2021."

(Dr Claude Alvares)

Secretary

ANNEXURE 2

IN THE HON'BLE HIGH COURT OF JUDICATURE OF BOMBAY, AT PORVORIM, GOA

P.I.L. Writ Petition No. /2023

The Goa Foundation ……**Petitioner**

v/s

The Town and Country Planning Department & Ors. …..**Respondents**

UNDERTAKING

I, Claude Alvares, Secretary of the Petitioner Organisation, undertake that I will disclose the source of information leading to the filing of the Public Interest Litigation if and when called upon by the Court to do so.

Place: Mapusa, Goa

Date: 04.03.2023 Petitioner

INFORMATION ISSUED UNDER RTI ACT, 2005

841c

Projects/Constructions/Repairs in CRZ

From: (Name and full postal address of the owner)

Lloyd St. Jude Joachim Fernandes
Tivaivaddo, Calangute
Bardez - Goa

Date 24-10-2019

M 9850473517

To,
The Member Secretary,
Goa Coastal Zone Management Authority,
Dempo Tower, 3rd Floor,
Patto, Panaji-Goa.

Subject: Erection of temporary shack and wooden cottages.

Sir,

I intend to carry out the under-mentioned development in the plot of land under Survey no. 158/1 (Chalta No._____ P.T. Sheet No._____) of Calangute Village/Town, Bardez Taluka, in accordance with the Coastal Regulation Zone (CRZ) Notification dated 19th February 1991 and 6th January 2011 as amended subsequently.

(Please give particulars of the proposed development)

I am enclosing herewith the following documents.

1. Ownership Papers.
2. Form I & XIV.
3. Certified copy of Survey Plan issued by Directorate of Settlements & Land Records. (Showing 200 meter & 500 meter line (compulsory)
4. Site Plan showing the existing and proposed developments (duly coloured as per colour code) countersigned by the Owner and Architect/Engineer/Town Planner registered with their respective associations.
5. One copy of the detailed plans of the proposed developments countersigned by the Owner and Architect/Engineer/Town Planner registered with their respective associations.
6. Contour Plan of the plot with 50 cm. Counter interval (Not applicable in case of re-construction and repair)
7. CRZ Clearances questionnaire duly completed (Form "A")
8. Environmental Impact Assessment (EIA) Report (Not applicable for compound walls, re-construction, repair and single dwelling units).
9. Existing and proposed vegetation plan (Not applicable for compound walls, re-construction and repair).
10. Photographs of the property from all sides showing the existing landscape, structure etc.
11. This NOC will be issued subsequent to the payment of fees by the applicant of Rs. 20,000/- vide D.D. No. 200331 dated 23/10/2019 In favour of **Goa Coastal Zone Management Authority**, payable at Panjim.

Certified Copy of the Document Available in Office Records

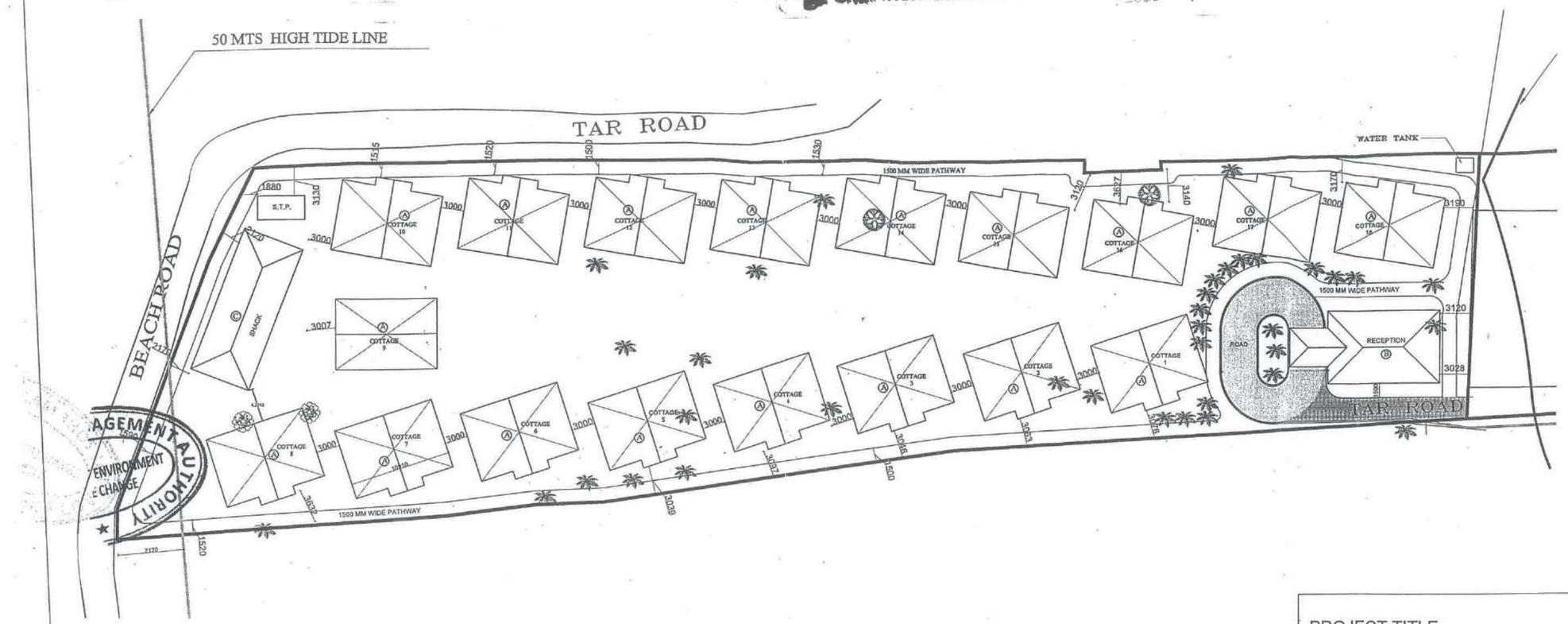
I request that the clearance for the proposed development in the CRZ may be accorded.

Date: 24/10/2019

Signature of the Owner

Received DD of 20,000
200331
dt 23/10/19

INFORMATION ISSUED UNDER RTI ACT, 2005



AREA STATEMENT		
Unit area		Total area
A	56mts x 18 units	1008 sqm
B	111.98	111.98 sqm
C	152.7	152.7 sqm
Covered area		1290.2 sqm
Site area		4700 mts

Note: sqm denotes Square Metre

PROJECT TITLE

CONSTRUCTION OF PROPOSED SITE PLAN FOR RESORT SITUATED AT 158 CALANGUTE, GOA

ARCHITECT'S NAME:
Mahesh Naik
ARCHITECT
Building-4, GF-1, TechnoCidade, Chogm road,Porvorim, Goa.
architectmahesh@123@rediffmail.com

SIGN

OWNER'S NAME :

LIOYD ST. JUDE JOACHIM FERNANDES
S/o ALBERTO FERNANDES

SCALE	1 : 300
DRG. TITLE	SUB. DRG.
SHEET NO.	97/1/1

ARCHITECT

N

INFORMATION ISSUED UNDER RTI ACT, 2005

GOA COASTAL ZONE MANAGEMENT AUTHORITY

C/o Department of Science, Technology & Environment, (Govt. of Goa)
1st Floor, Pandit Deendayal Upadhyay Bhavan, Pundalik Nagar, Porvorim-Goa.
Email: dir-ste.goa@ nic.in, goacoastal zone @ gmail.com.

Ref. No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/1988 Dated: 24 /12/2019

To,
Mr. Lloyd St. Jude Joachim Fernandes
Tivaivaddo-Calangute,
Bardez-Goa.

Sub: **Permission/Approval for erection of temporary wooden cottages and Shack in the property bearing Survey No. 158/1 of Calangute Village, Bardez Taluka in terms of CRZ Notification, 2011 as amended.**

Ref: **1. Your application no. nil dated 24/10/2019.**
2.CRZ Notifcation,2011 as amended from time to time.

With reference to your application on the above mentioned subject, it is hereby conveyed that the Goa Coastal Zone Management Authority (herein after referred to as 'the GCZMA', in short) has examined your proposal in its 218th GCZMA Meeting held on 18/12/2019 in accordance with the provisions of the clause 8 (v) (3) (iii) of CRZ Notification 2011 (as amended from time to time) for CRZ of Goa issued by the Ministry of Environment, Forests & Climate Change, Government of India. Accordingly, after detailed deliberation and discussion, the authority decided to grant approval for erection of temporary wooden cottages and Shack made of wood and /or natural/biodegradable material only in the property bearing Sy. No. 158/1 of Calangute Village, Bardez Taluka, Goa for a total built up area of 1000.00 sq.mtrs subject to the conditions as specified in the Beach Carrying Capacity Report and further compliance of following conditions:-

1. The provisions of the CRZ Notification 2011, (as amended), should be strictly adhered to by you. No activity in contravention to the provisions of the CRZ Notifications shall be carried out.
2. The applicant shall take all requisite environmental safeguard to ensure that there would not be any environmental degradation in this area.
3. The traditional access, right of way, easement shall not be blocked by the applicant.
4. The proposed temporary seasonal structure should be made of wooden material and as per the recommendation of Beach Carrying Capacity report. No cement / concrete should be used for flooring. No structure of permanent nature shall be erected/constructed.
5. In the event of any change in the project profile, a fresh reference shall be made to the GCZMA.
6. The GCZMA may stipulate any additional conditions subsequently if deemed necessary, for environmental protection which shall be complied with.
7. The office of the GCZMA reserves the right to revoke this recommendation / clearance without prior intimation of non compliance of any one or more of the aforesaid conditions.

Certified Copy of the Documer
Available in Office Records

INFORMATION ISSUED UNDER RTI ACT, 2005

8. You are required to obtain all the requisite permissions / licences / NOC etc from the competent Authorities before actual operation of the said temporary structure/ enabling activities. This NOC is issued without prejudice to any other permission as required under the law including that of ownership of the property, property dispute, ent rights, court case etc. As such, prior to the erection and operation of the aforementioned 'temporary seasonal structures, it will be incumbent upon the applicant to obtain all the requisite permission / NOC / licences etc from the Authorities / Departments for any other authority as required under the law including from the local authority, Goa State Pollution Control Board, Revenue Authority, Department of Tourism, etc.
9. Regular site inspections shall be carried by the team comprises of the Expert Members of the GCZMA and or other Authorities / Departments to ensure compliance of aforestated condition. In case of any non compliance of the terms and conditions stipulated above, the action as deemed fit including that of demolition of structure, disconnection of Power / Water supply will be taken.
10. The said structures should be one meter above the ground on stilts of wooden poles wherever possible. However the ground clearance should not be more than 1.5 m.
11. The applicant will not transfer by any mode his premises to any other person.
12. This permission stands automatically revoked in case of any illegal/unlawful/immoral acts done by the applicant/proponent and or agent, lawful power of attorney holder , authorized person, any person acting for on behalf of the applicant/proponent in the said structures.
13. Further this approval also shall stand automatically revoked in case of any standing order of court of law/tribunal, arbitrator, quasi-Judicial authority etc. in force and suppressed by the appl nt/proponent or otherwise.
14. All tempo structures shall maintain a standard buffer of a minimum of 3 m from adjacent hut s/cottages.
15. Appropriate use of renewable energy such as solar and wind energy to be used wherever possible.
16. Potable water requirement for domestic and tourist population has to be made available. The quality of water to be supplied should meet the national standard. Measures like rain water harvesting should also be encouraged to have access to clean and potable water.

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INFORMATION ISSUED UNDER RTI ACT, 2005

17. Separate bins for different types of solid wastes (source segregation of solid wastes biodegradable and non bio-degradable) shall be provided by the operator. It will be the responsibility of the plot owner to dispose the waste generated from their plots to the respective bins. The Municipality/Village Panchayat or the contractor appointed by the Department of Tourism, as the case may be, shall collect waste from time to time and hand over the non- biodegradable waste to the Goa Waste Management Corporation. Solid waste to be transported to the solid Waste Management Facility at Calangute by the Village Panchayats in North Goa whereas in South Goa it will be responsibility of the owner/authorized representative to dispose the same by composting/biogas plant or to transport to the piggeries for the biodegradable waste.

18. In case the property on which these structures are permitted to be erected has several title holders any dispute/objection to this permission by any such title holder/holders, this permission shall stand revoked. This permission would be withdrawn in case an objection from owners regarding lease is filed before GCZMA. No hearing in the matter shall be allowed.

19. The validity of this permission is for 5 years from the date of issue or period of lease whichever is earlier. This permission should abide by the Notification dated 3rd May 2017 S.O. 1396(E) issued by Ministry of Environment, Forests and Climate Change.

20. The applicant has to pay annual fee of Rs. 10000/- for shack and Rs. 10000/- for huts to GCZMA at the beginning of the tourist season month of October every year during the validity of this NOC. The fee may be revised by GCZMA.

21. All the structures shall be of ground floor in nature.

22. For private plots abutting the beach, a minimum set back of 3 mts from the survey boundary shall be kept by the applicant.

23. You should not barricade the proposed site.

24. In case of lease, the permission is conditional on the period of lease only and on the consent of the land owner.

25. All the other conditions as mentioned in Beach Carrying Capacity report w.r.t. FAR, construction material, spacing between huts, consent to establish from SPCB etc. shall have to be followed by the applicant.

26. This permission is liable to be revoked, if it is found, at any stage, that the application contained false information / wrong plans / calculations / documents / misleading or false information, etc. or documents not submitted as called for in this application.

27. The applicant shall submit a revised plan for an area not exceeding 1000.00 Sq.mtrs. within three weeks from date of receipt of this permission to the

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INFORMATION ISSUED UNDER RTI ACT, 2005

28. Any appeal against this provisional permission shall lie with the Hon'ble National Green Tribunal, if preferred within 30 days as prescribed under section 16 of the National Green Tribunal Act, 2010.

Yours faithfully,

24.5.19

(Johnson Body Fernandes)
Member Secretary (GCZMA)

Encl: As above

Copy to:

1. **Addl. Secretary (Environment) / Chairman (GCZMA),** Secretariat, Porvorim.....for kind information.
2. **The Chairman, District Level Committee, (North Goa) Collectorate building, Panaji-Goa** ....for kind information.
3. **The Director, Department of Tourism, Government of Goa,** Patto Panaji Goa.... for information and necessary action.
4. **The Member Secretary, Goa State Pollution Control Board,** 1st floor, Dempo Tower, Patto Panaji Goa..... for information and necessary action.
5. **The Commissioner of Commercial Taxes, Vikrikar Bldg. M.G. Road, Panaji-Goa....** for information and necessary action.
6. **The Dy. Collector & SDO, (Bardez),** Mapusa- Goa.... for information.
7. **The Secretary,** Village Panchayat of Calangute, Bardez Taluka .... for information necessary action.

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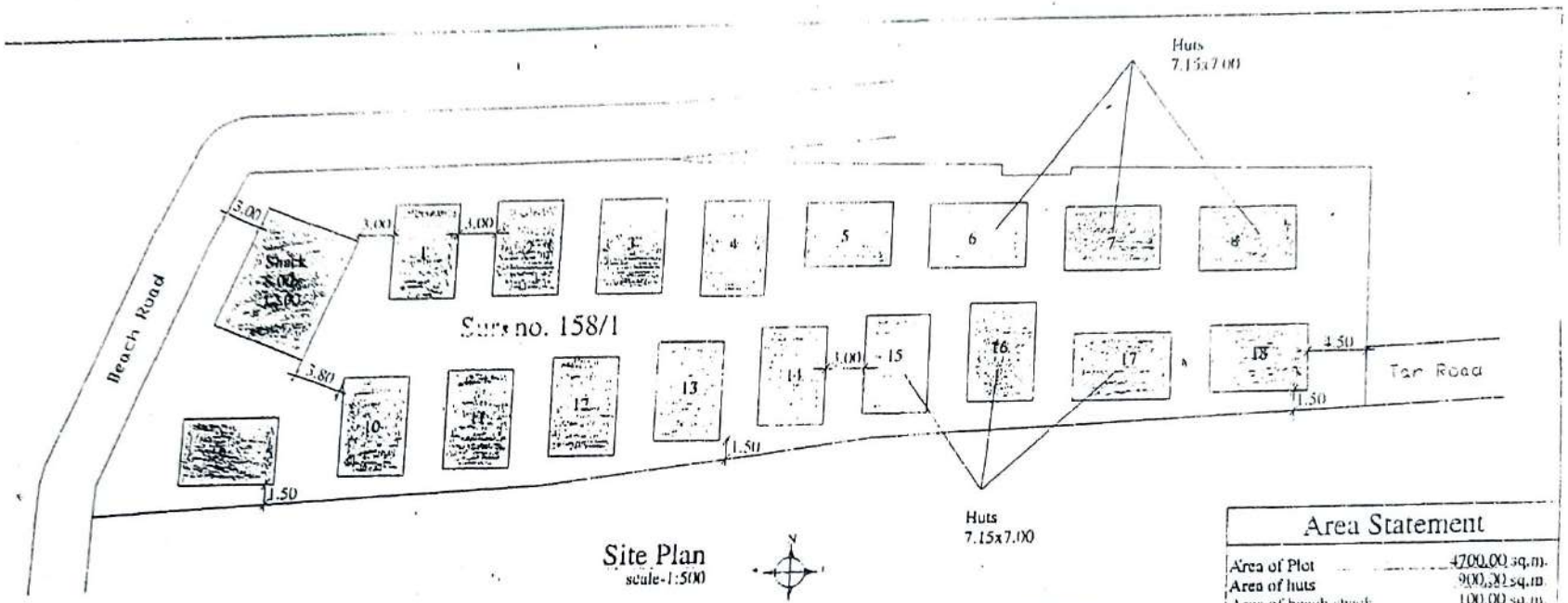

Area Statement	
Area of Plot	4700.00 sq.m.
Area of huts	900.80 sq.m.
Area of beach shack	100.00 sq.m.
Total area of beach shack. huts	1000.80 sq.m.
F.A.R consumed	21.27

GOA COASTAL ZONE MANAGEMENT AUTHORITY
DEPARTMENT OF SCIENCE TECHNOLOGY & ENVIRONMENT
GOA * PANAJI - GOA *

GRAM PANCHAYAT OFFICE CALANGUTE
ग्रामपंचायत कार्यालय कलंगुट
Bardez - Goa

Refer this office letter
No. GCZMA/H/shack Hut-cott-Tent/19-20/08/1988
dated 24/12/2019

Owner

Engineer.

S.K. Shahapurkar
Civil Engineer
PWD Reg - 350/96
ER/0061/2016
Siolim Goa

Plan Showing Beach Shack And Huts For Tourist Season At Calangute
Bardez Goa In Sur. no. 158/1

Information under R.T.I.

P.I.O. / Secretary
Village Panchayat Calangute,
Bardez - Goa

GOA COASTAL ZONE MANAGEMENT AUTHORITY

C/o Department of Science, Technology & Environment, (Govt. of Goa)
1st Floor, Pandit Deendayal Upadhyay Bhavan, Pundalik Nagar,Porvorim-Goa.
Email: dir-ste.goa@ nic.in, goacoastal zone @ gmail.com.

Ref. No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/ 26/2349 Dated 04/02/2020
05

To,
Mr. Lloyd St.Jude Joachim Fernandes,
Calangute , Bardez-Goa

INFORMATION ISSUED UNDER RTI ACT, 2005

Sub: **Permission/Approval for erection of temporary huts in the property bearing Survey No. 158/1 of Calangute Village, Bardez Taluka in terms of CRZ Notification, 2011 as amended. (Area within 200 m to 500 m from HTL)**

Ref: **1. Your application no. nil dated 16/01/2020.**
2. CRZ Notification, 2011 as amended from time to time.

With reference to your application on the above mentioned subject, it is hereby conveyed that the Goa Coastal Zone Management Authority (herein after referred to as 'the GCZMA', in short) has examined your proposal in its 219th GCZMA Meeting held on 28th January & 29th January 2020 respectively in accordance with the provisions of the clause 8 (v) (3) (iii) of CRZ Notification 2011 (as amended from time to time) for CRZ of Goa issued by the Ministry of Environment, Forests & Climate Change, Government of India. Accordingly, after detailed deliberation and discussion, the authority decided to grant approval for erection of temporary huts for a built up area of 240.00 sq.mts as per enclosed plan (Area within 200 m to 500 m from HTL) made of wood and /or natural/biodegradable material only in the property bearing Sy. No. 158/1 of Calangute Village, Bardez Taluka, subject to the compliance of following conditions:-

1. The provisions of the CRZ Notification 2011, (as amended), should be strictly adhered to by you. No activity in contravention to the provisions of the CRZ Notifications shall be carried out.
2. The applicant shall take all requisite environmental safeguard to ensure that there would not be any environmental degradation in this area.
3. The traditional access, right of way, easement shall not be blocked by the applicant.
4. The proposed temporary seasonal structure should be made of wooden material. No cement / concrete should be used for flooring. No structure of permanent nature shall be erected/constructed.
5. In the event of any change in the project profile, a fresh reference shall be made to the GCZMA.
6. The GCZMA may stipulate any additional conditions subsequently if deemed necessary, for environmental protection which shall be complied with.
7. The office of the GCZMA reserves the right to revoke this recommendation / clearance without prior intimation of non compliance of any one or more of the aforestated conditions.

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INFORMATION ISSUED UNDER RTI ACT, 2005

8. You are required to obtain all the requisite permissions / licences / NOC etc from the competent Authorities before actual operation of the said temporary structure/ enabling activities. This NOC is issued without prejudice to any other permission as required under the law including that of ownership of the property, property dispute, easement rights, court case etc. As such, prior to the erection and operation of the aforementioned 'temporary seasonal structures, it will be incumbent upon the applicant to obtain all the requisite permission / NOC / licences etc from the Authorities / Departments for any other authority as required under the law including from the local authority, Goa State Pollution Control Board, Revenue Authority, Department of Tourism, etc.
9. Regular site inspections shall be carried by the team comprises of the Expert Members of the GCZMA and or other Authorities / Departments to ensure compliance of aforestated condition. In case of any non compliance of the terms and conditions stipulated above, the action as deemed fit including that of demolition of structure, disconnection of Power / Water supply will be taken.
10. The said structures should be one meter above the ground on stilts of wooden poles wherever possible. However the ground clearance should not be more than 1.5 m.
11. The applicant will not transfer by any mode his premises to any other person.
12. This permission stands automatically revoked in case of any illegal/unlawful/immoral acts done by the applicant/proponent and or agent, lawful power of attorney holder, authorized person, any person acting for on behalf of the applicant/proponent in the said structures.
13. Further this approval also shall stand automatically revoked in case of any standing order of court of law/tribunal, arbitrator, quasi-Judicial authority etc in force and suppressed by the applicant/proponent or otherwise.
14. All temporary structures shall maintain a standard buffer of a minimum of 3 m from adjacent huts/tents/cottages.
15. Appropriate use of renewable energy such as solar and wind energy to be used wherever possible.
16. Potable water requirement for domestic and tourist population has to be made available. The quality of water to be supplied should meet the national standard. Measures like rain water harvesting should also be encouraged to have access to clean and potable water.

Certified Copy of The Document
Available in Office Records

17. Separate bins for different types of solid wastes (source segregation of solid wastes biodegradable and non bio-degradable) shall be provided by the operator. It will be the responsibility of the plot owner to dispose the waste generated from their plots to the respective bins. The Municipality/Village Panchayat or the contractor appointed by the Department of Tourism, as the case may be, shall collect waste from time to time and hand over the non- biodegradable waste to the Goa Waste Management Corporation. Solid waste to be transported to the solid Waste Management Facility at Calangute by the Village Panchayats in North Goa whereas in South Goa it will be responsibility of the owner/authorized representative to dispose the same by composting/biogas plant or to transport to the piggeries for the biodegradable waste.

18. In case the property on which these structures are permitted to be erected has several title holders any dispute/objection to this permission by any such title holder/holders, this permission shall stand revoked. This permission would be withdrawn in case an objection from owners regarding lease is filed before GCZMA. No hearing in the matter shall be allowed.

19. The validity of this permission is for 5 years from the date of issue or period of lease whichever is earlier. This permission should abide by the [illegible] dated 3rd May 2017 S.O 1393(E) issued by Ministry of Environment, Forests and Climate Change.

20. The applicant has to pay annual fee of Rs. 10000/- for shack and Rs. 10000/- for huts to GCZMA at the beginning of the tourist season month of October every year during the validity of this NOC. The fee may be revised by GCZMA.

21. All the structures shall be of ground floor in nature.

22. For private plots abutting the beach, a minimum set back of 3 mts from the survey boundary shall be kept by the applicant.

23. You should not barricade the proposed site.

24. In case of lease, the permission is conditional on the period of lease only and on the consent of the land owner.

25. All the other conditions as mentioned in Beach Carrying Capacity report w.r.t. FAR, construction material, spacing between huts, consent to establish from SPCB etc. shall have to be followed by the applicant.

26. This permission is liable to be revoked, if it is found, at any stage, that the application contained false information / wrong plans / calculations / documents / misleading or false information, etc. or documents not submitted as called for in this application.

27. The proposed builtup area should not exceed 33 % of the plot area.

Certified Copy of The Document Available

INFORMATION ISSUED UNDER RTI ACT, 2005

28. Any appeal against this provisional permission shall lie with the Hon'ble National Green Tribunal, if preferred within 30 days as prescribed under section 16 of the National Green Tribunal Act, 2010.

Yours faithfully,

4/2/2020

(Johnson Bedy Fernandes)
Member Secretary (GCZMA)

Encl: As above

Copy to:

1. **P.A to Secretary (Environment) / Chairman (GCZMA),** Secretariat, Porvorim.....for kind information.
2. **The Chairman, District Level Committee, (North Goa) Collectorate building, Panaji-Goa ....** for kind information.
3. **The Director, Department of Tourism,** Government of Goa, Patto Panaji Goa.... for information and necessary action.
4. **The Member Secretary, Goa State Pollution Control Board,** 1st Floor, Dempo Tower, Patto Panaji Goa..... for information and necessary action.
5. **The Commissioner of Commercial Taxes, Vikrikar Bldg. M.G.Road, Panaji-Goa....** for information and necessary action.
6. **The Dy. Collector & SDO, (Bardez),** Mapusa- Goa.... for information
7. **The Secretary,** Village Panchayat of Calangute, Bardez Taluka ....for information and necessary action.

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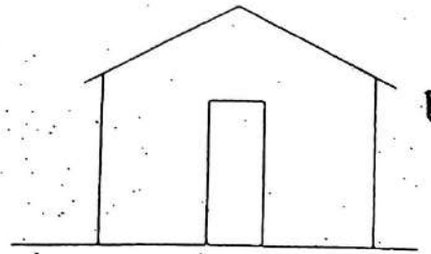
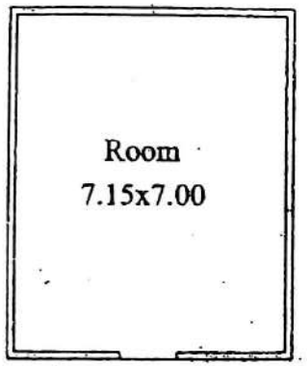
INFORMATION ISSUED UNDER RTI ACT, 2005

Area Statement

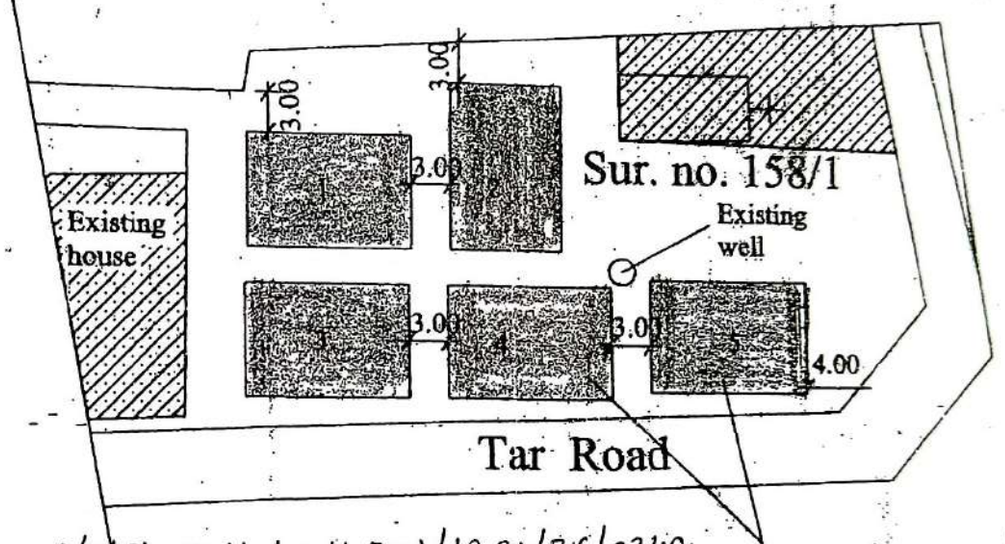
Area of Plot	2090.00 sq.m.
Area of huts	240.00 sq.m.
F.A.R consumed	11.48



Elevation



Plan Of Huts



Site Plan
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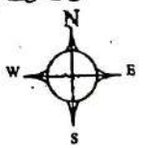

Huts
7.15x7.00

No. GCZMA/N/Shack-Hut-cott-Tent/19-20/26/2349
dt. 05/02/2020

GOA COASTAL ZONE MANAGEMENT AUTHORITY
DEPARTMENT OF SCIENCE TECHNOLOGY & ENVIRONMENT
PANAJI GOA
MANAGEMENT
MAITE CHANGE

Certified Copy of The Document
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Owner

Engineer.

S.K. Shahapurkar
Civil Engineer
PWD Reg - 350/96
ER/0061/2016
Siolim Goa

Plan Showing Huts For Tourist Season
At Calangute Bardez Goa In
Sur. no. 158/1

ANNEXURE 5 COLLY

OFFICE OF THE VILLAGE PANCHAYAT
CALANGUTE
Bardez - Goa 403516
Ph.: 2276016

V.P/Cal/F-33/19-20/ 5243

Dated : 20/02/2020

ESTABLISHMENT LICENCE (TRADE) UNDER SECTION 70 OF GOA PANCHAYAT RAJ ACT 1994.

To,
Mr. Lloyd St. Jude Joachim Fernandes,
Calangute, Bardez-Goa

Sir,

With reference to your application dated **15/02/2020**, this is to inform you that this No Objection Certificate / Permission is granted to you to erect **18** nos temporary huts and **01** no temporary shack which will be erected in Sy. No. **158/1** at **Calangute** on the following conditions:-

1. The temporary huts / shack should be erected 7.5 mts/12.5 mts away from the centre Line of P.W.D/ Chogam/ Panchayat road respectively.
2. The surrounding area should be kept clean and proper Hygiene should be maintained, also a Toilet for the workers. In case the same in not maintained the license is liable to be revoked.
3. The Temporary huts / shack should be registered with the Calangute Police Station with all the workers details and with Tourism Department.
4. No Drugs /Narcotics should be sold in the Temporary huts / shack.
5. You should co-operate with the Police/Tourism and the Panchayat officials, whenever they visit for inspection.
6. The License/Permission should be displayed in the premises.
7. The Permission is valid from 20/02/2020 upto 31st May 2020 .
8. You should remove the temporary huts / shack within five days of expiry of this Permission.
9. The size of the temporary huts/ shack will be — mts.
10. The License fees for temporary huts of Rs. 1,80,000/- and the Garbage fees of Rs. 18,000/- paid vide Receipt No. 128/80 dated 21/02/2020 .
11. The License fees for temporary shack of Rs. 1, 000/- and the Garbage fees of Rs. 1,000/- paid vide Receipt No. 128/80 dated 21/02/2020.
12. The Permission will be withdrawn/revoked if in case of property dispute or the violation of any of the above conditions and the fees will be paid to V.P. Funds without any notice.
13. As per the collection of taxes and fees rules,1963 and under Goa Panchayat Raj Act,1994 under Schedule III Taxes and other maximum rates under Category "D" should be paid to the Sopo Contractor.
14. A Dust – Bin is compulsory and should be maintained.

This temporary permission is issued vide Resolution no. **IX J (136)** dated **15/02/2020.**

Sarpanch
V.P Calangute.

Copy to: Police Inspector, Calangute Police Station.

Information under R.T.I.

P.I.O. / Secretary
Village Panchayat Calangute,
Bardez - Goa

50

Ph.: 2276016
OFFICE OF THE VILLAGE PANCHAYAT
CALANGUTE
Bardez - Goa 403516

V.P/Cal/F-33/19-20/ 52-41 Dated : 20/02/2020

ESTABLISHMENT LICENCE (TRADE) UNDER SECTION 70 OF GOA PANCHAYAT RAJ ACT 1994.

To,
Mr. Lloyd St. Jude Joachim Fernandes,
Calangute, Bardez-Goa

Sir,

With reference to your application dated **15/02/2020**, this is to inform you that this No Objection Certificate / Permission is granted to you to erect **05** nos temporary huts which will be erected in Sy. No. **158/1** at **Calangute** on the following conditions:-

1. The temporary huts / shack should be erected 7.5 mts/12.5 mts away from the centre Line of P.W.D/ Chogam/ Panchayat road respectively.
2. The surrounding area should be kept clean and proper Hygiene should be maintained, also a Toilet for the workers. In case the same in not maintained the license is liable to be revoked.
3. The Temporary huts / shack should be registered with the Calangute Police Station with all the workers details and with Tourism Department.
4. No Drugs /Narcotics should be sold in the Temporary huts / shack.
5. You should co-operate with the Police/Tourism and the Panchayat officials, whenever they visit for inspection.
6. The License/Permission should be displayed in the premises.
7. The Permission is valid from 20/02/2020 upto 21st May 2020 .
8. You should remove the temporary huts / shack within five days of expiry of this Permission.
9. The size of the temporary huts/ shack will be _____ mts.
10. The License fees for temporary huts of Rs. 25,000/- and the Garbage fees of Rs. 5,000/- paid vide Receipt No. 128/19 dated 21/02/2020.
11. The Permission will be withdrawn/revoked if in case of property dispute or the violation of any of the above conditions and the fees will be paid to V.P. Funds without any notice.
12. As per the collection of taxes and fees rules,1963 and under Goa Panchayat Raj Act,1994 under Schedule III Taxes and other maximum rates under Category "D" should be paid to the Sopo Contractor.
13. A Dust – Bin is compulsory and should be maintained.

This temporary permission is issued vide Resolution no. **IX J (136)** dated **15/02/2020.**

Information under R.T.I.
P.I.O. / Secretary
Village Panchayat Calangute
Bardez - Goa.

Sarpanch
V.P Calangute.

Copy to: Police Inspector, Calangute Police Station.

Ph.: 2276016
OFFICE OF THE VILLAGE PANCHAYAT
CALANGUTE
Bardez - Goa 403516

V.P/Cal/F-33/20-21/ 2036 Dated : 01/10/2020.

ESTABLISHMENT LICENCE (TRADE) UNDER SECTION 70 OF GOA PANCHAYAT RAJ ACT 1994.

To,
Mr. Lloyd St. Jude Joaquim Fernandes,
Calangute, Bardez-Goa

Sir,

With reference to your application dated **23/09/2020**, this is to inform you that this No Objection Certificate / Permission is granted to you to erect **18** nos temporary huts and **01** no temporary shack which will be erected in Sy. No. **158/1** at **Calangute** on the following conditions:-

1. The temporary huts / shack should be erected 7.5 mts/12.5 mts away from the centre Line of P.W.D/ Chogam/ Panchayat road respectively.
2. The surrounding area should be kept clean and proper Hygiene should be maintained, also a Toilet for the workers. In case the same in not maintained the license is liable to be revoked.
3. The Temporary huts / shack should be registered with the Calangute Police Station with all the workers details and with Tourism Department.
4. No Drugs /Narcotics should be sold in the Temporary huts / shack.
5. You should co-operate with the Police/Tourism and the Panchayat officials, whenever they visit for inspection.
6. The License/Permission should be displayed in the premises.
7. The Permission is valid from 29/09/2020 upto 31st May 2021 .
8. You should remove the temporary huts / shack within five days of expiry of this Permission.
9. The size of the temporary huts/ shack will be _____ mts.
10. The License fees for temporary huts of Rs. 90,000/- and the Garbage fees of Rs. 18,000/- paid vide Receipt No. 066/46 dated 01/10/2020.
11. The License fees for temporary shack of Rs. 1,000/- and the Garbage fees of Rs. 1,000/- paid vide Receipt No. 066/47 dated 01/10/2020.
12. The Permission will be withdrawn/revoked if in case of property dispute or the violation of any of the above conditions and the fees will be paid to V.P. Funds without any notice.
13. As per the collection of taxes and fees rules,1963 and under Goa Panchayat Raj Act,1994 under Schedule III Taxes and other maximum rates under Category "D" should be paid to the Sopo Contractor.
14. A Dust – Bin is compulsory and should be maintained.

This temporary permission is issued vide Resolution no. IX J (114) dated **23/09/2020.**

Sarpanch
V.P Calangute.

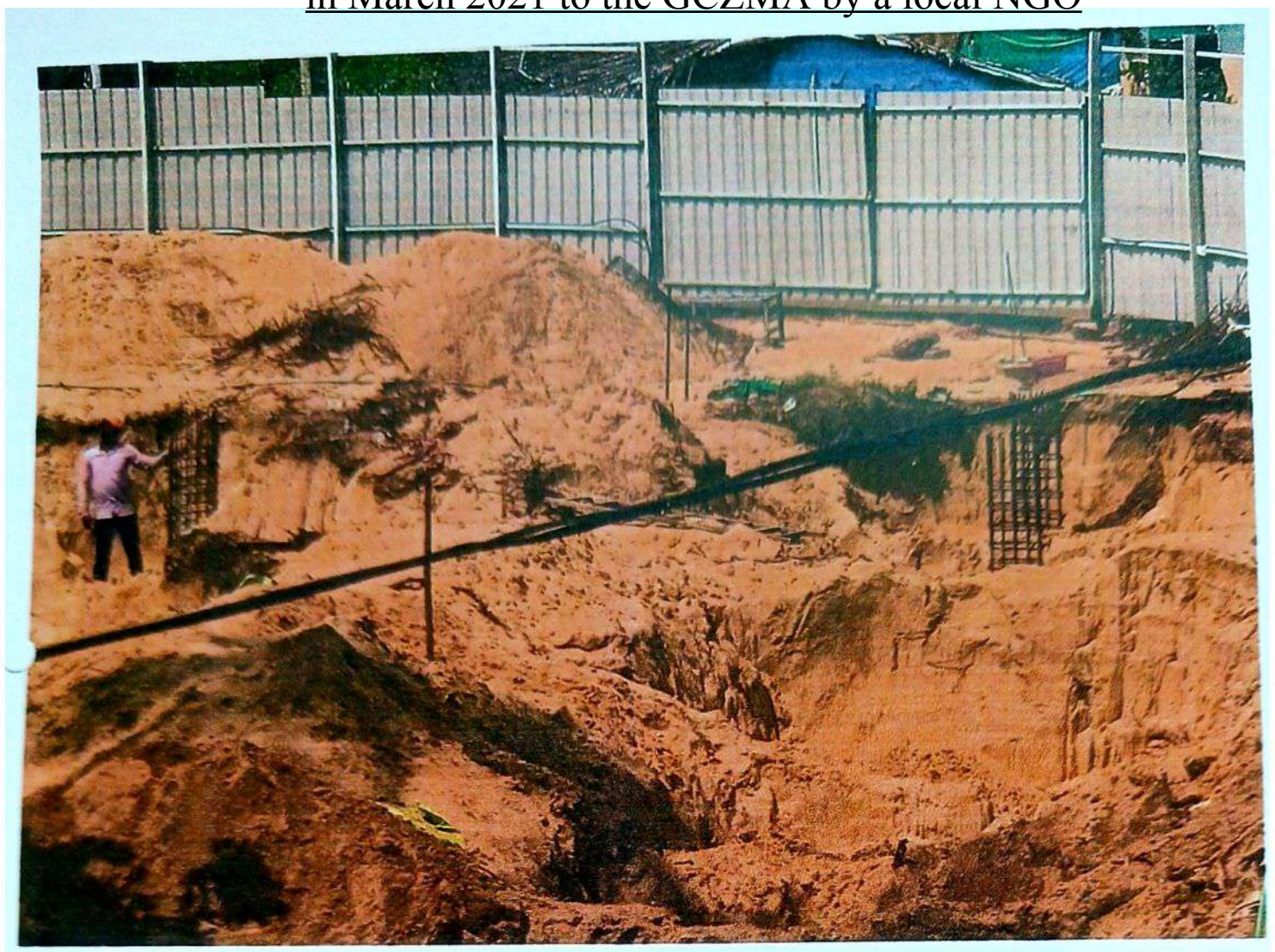
Information under R.T.I.

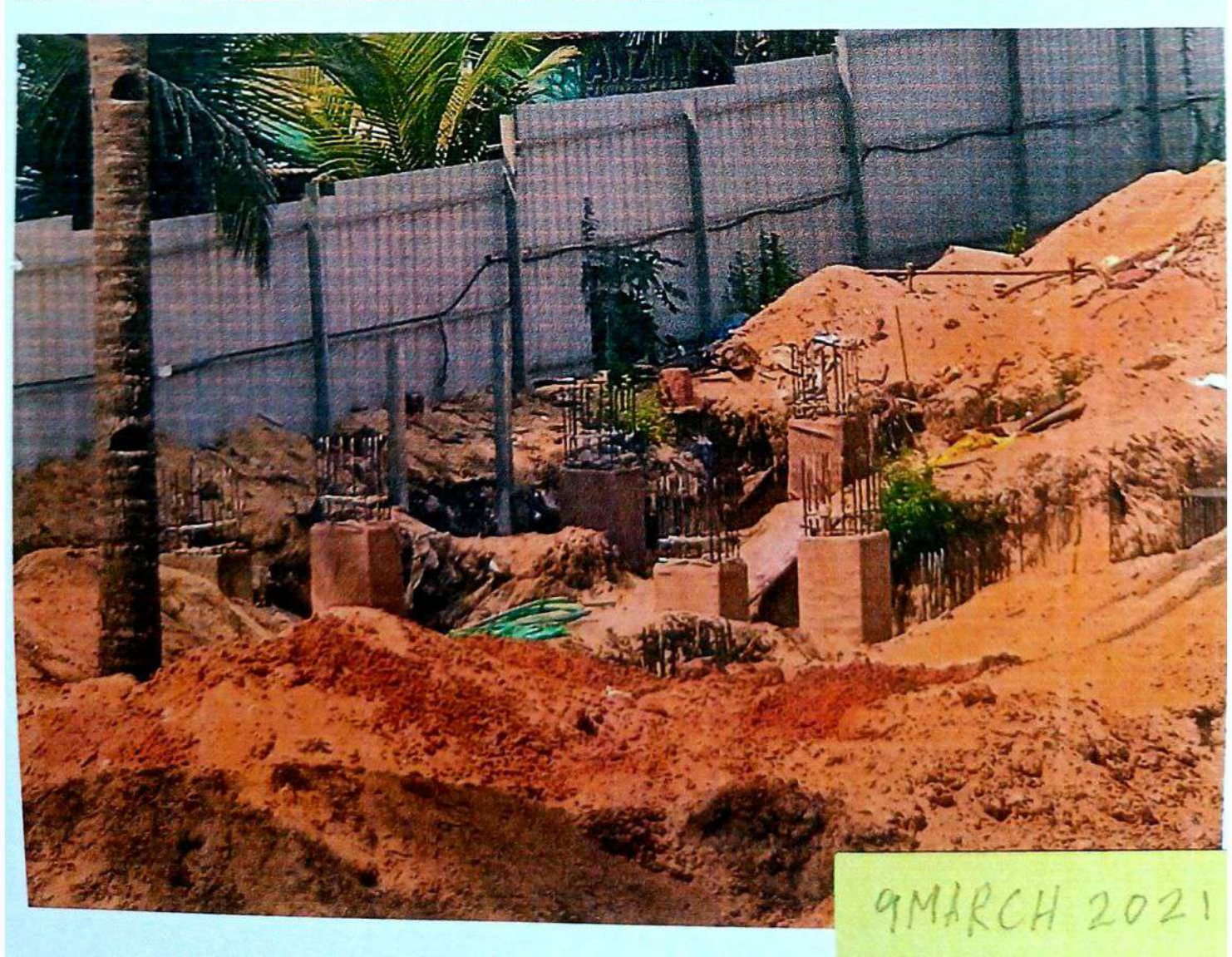
P.I.O. / Secretary
Village Panchayat Calangute,
Bardez - Goa.

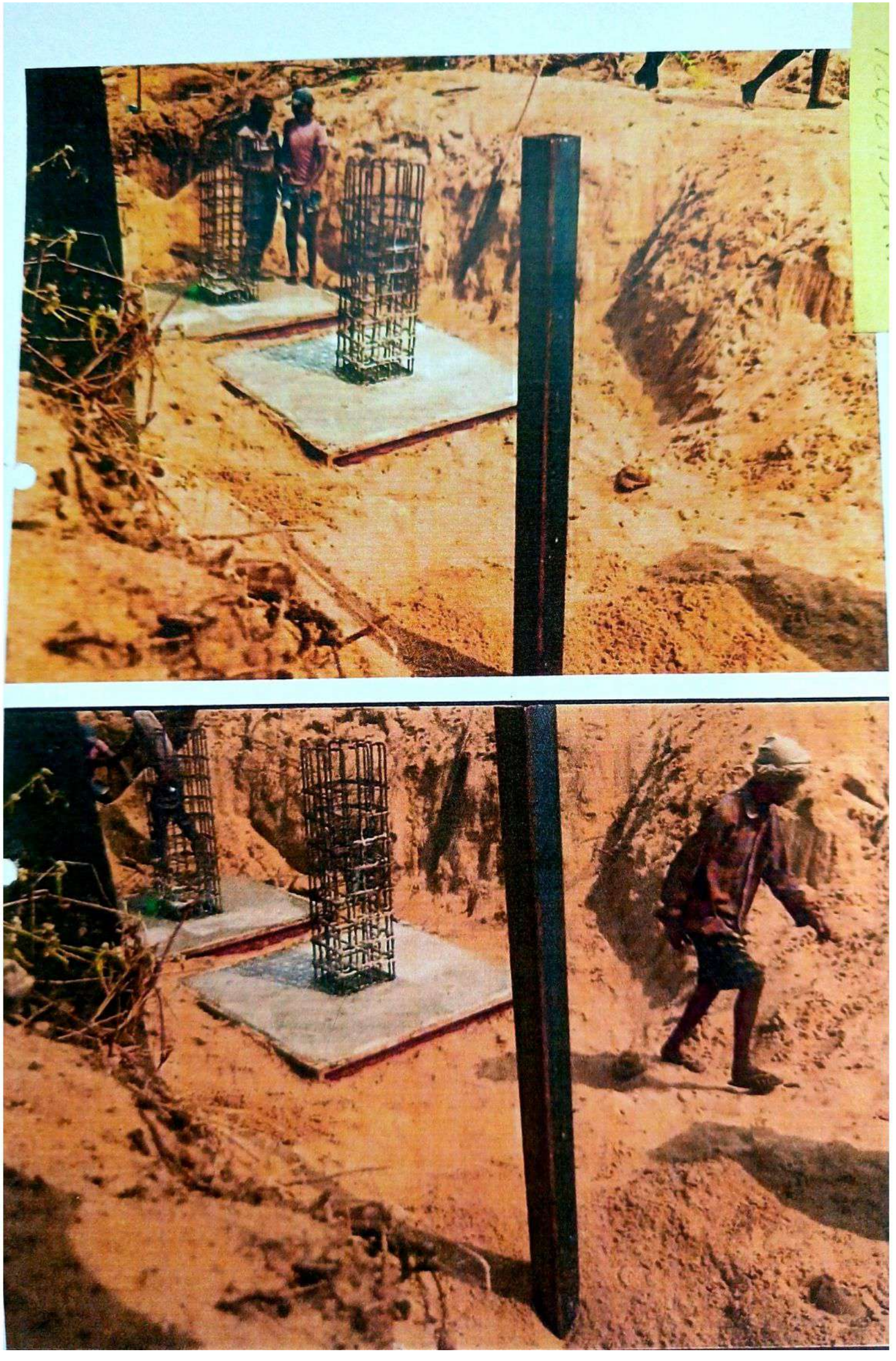
Copy to: Police Inspector, Calangute Police Station.

ANNEXURE 6

Photographs of construction at subject property submitted in March 2021 to the GCZMA by a local NGO







ANNEXURE 7

[Typed copy at pg. 57]

OFFICE OF THE DEPUTY COLLECTOR & SUB DIVISIONAL MAGISTRATE
& SUB DIVISIONAL OFFICER, BARDEZ-GOA
Government Complex Building, Morod, Mapusa Goa.
Phone No: 0832-2262038 (Fax) 2250398 Email: sdm- mapusa.goa@nic.in

3/124/ILLE/2021/DC/MAP /1836 Dated:- 04/03/2021

MEMORANDUM

Sub:- **Complaint against the concrete construction in Survey No.158/1 in No Development Zone Jurisdiction of Village Panchayat Calangute.**

Find enclosed copy of letter dated 01/03/2021 received on 01/03/2021 from Calangute Constituency Forum C/o Mrs. Clothildes Branganca, 'D' – Block, Maria Rosa Phase 1, Naikawaddo, Calangute, Goa on the subject cited above.

In this context, the Mamlatdar of Bardez is hereby directed to inspect the site in question and to file checklist if construction is without conversion sanad.

(Kapil Phadte)
Deputy Collector & S.D.O.,
Mapusa, Bardez Goa.

Encl: as above.

To
The Mamlatdar of Bardez Taluka, Mapusa Goa.

Copy for information to:-
Calangute Constituency Forum C/o Mrs. Clothildes Branganca, 'D' – Block, Maria Rosa Phase 1, Naikawaddo, Calangute, Goa

Typed copy of pg. 55

OFFICE OF THE DEPUTY COLLECTOR
& SUB DIVISIONAL MAGISTRATE &
SUB DIVISIONAL OFFICER, BARDEZ – GOA

Government Complex Building, Morod, Mapusa, Goa

Phone No. – 0832-2262038 (Fax) 2250938
Email: sdm-mapusa.goa@nic.in

3/124/ILLE/2021/DC/MAP/1836 Dated:- 04/03/2021

MEMORANDUM

Sub: Complaint against the concrete construction in Survey No. 158/1 in No Development Zone Jurisdiction of Village Panchayat Calangute

Please find enclosed copy of letter dated 01/03/2021 received on 01/03/2021 from Calangute Constituency Forum, c/o Mrs. Clothildes Braganca, 'D' – Block, Maria Rosa Phase I, Naikawaddo, Calangute, Goa, on the subject cited above.

In this context, the Mamlatdar of Bardez is hereby directed to inspect the site in question and file checklist if construction is without conversion sanad.

Sd/-

(Kapil Phadte)

Deputy Collector & S.D.O,

Mapusa, Bardez Goa

Encl: As above.

To,

The Mamlatdar of Bardez Taluka, Mapusa Goa.

Copy for information to:

Calangute Constituency Forum, c/o Mrs. Clothildes Braganca, 'D' – Block, Maria Rosa Phase I, Naikawaddo, Calangute

Ph.: 2276016
OFFICE OF THE VILLAGE PANCHAYAT
CALANGUTE
Bardez - Goa 403516

VP/Cal/F-20/20-21/5022 Dated : 22/03/2021

NOTICE UNDER SECTION 64(J) and 82 OF THE GOA PANCHAYAT RAJ ACT 1994

This office has received a complaint letter bearing inward no. 8774 dated 01/03/2021 from the PRO, Gen. Secretary and other committee members of Calangute Constituency Forum, c/o Mrs. Clothildes Braganca, 'D' -Block, Maria Rosa Phase 1,Naika Vaddo, Calangute, Bardez-Goa stating that you are carrying out the concrete construction in survey no. 158/1 in No Development Zone within jurisdiction of Village Panchayat Calangute. Copy enclosed which is self explanatory.

You are therefore directed to stop carrying out the concrete construction in survey no. 158/1 in No Development Zone within jurisdiction of Village Panchayat Calangute immediately on receipt of this notice failing which necessary action deemed fit will be initiated against you. Also a site inspection will be held on **26/03/2021** at **11:00am** onwards. You are therefore requested to remain present in this office alongwith all the relevant documents which you may have in your possession in order to proceed to the site for the site inspection on the above date and time.

(Shri. Dinesh S.Simepurushkar)
Sarpanch
V.P.Calangute

GRAM PANCHAYAT OFFICE CALANGUTE ग्रामपंचायत कार्यालय कळंगुट बार्देश - गोवा Bardez - Goa

To,
The Proprietor
Survey no. 158/1
Calangute, Bardez-Goa

Cc to: 1)The PRO, General Secretary and other committee members of Calangute Constituency Forum C/o Mrs. Clothildes Braganca, 'D'-Block Maria Rosa Phase 1,Naika Vaddo, Calangute,Bardez-Goa — you are kindly requested to remain present on the site for the site inspection on the given date and time

2) The Hon'ble Minister of Waste Management, Science and Technology, Port and Rural Development and Hon'ble M.L.A., Shri. Michael Lobo Calangute Constituency, Calangute, Bardez- Goa — for information

3)Mr. Francis Rodrigues ward member Tivai Vaddo,Calangute,Bardez-Goa — you are kindly requested to remain present on the site for the site inspection on the given date and time

4) The Member Secretary Goa Coastal Zone Management Authority (*GCZMA*). 1st Floor, Pt. Deendayal Upadhay Bhavan, Behind Pundalik Devasthan,Porvorim, Bardez-Goa — for necessary action

INFORMATION ISSUED UNDER

GOA COASTAL ZONE MANAGEMENT AUTHORITY

C/o Department of Science, Technology & Environment, (Govt. of Goa)
1st Floor, Pandit Deendayal Upadhyay Bhavan, Pundalik Nagar,Porvorim-Goa.
Website: www.czma.goa.gov.in

Ref. No. GCZMA/N/shack-hut-cott-tent/19-20/08/3040 Date: 22/03/2021

SHOW CAUSE NOTICE CUM STOP WORK ORDER ISSUED UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986, READ WITH RULE 4 OF THE ENVIRONMENT (PROTECTION) RULES, 1986.

WHEREAS, the Goa Coastal Zone Management Authority (hereinafter referred to as 'the GCZMA' in short) has been constituted by the Ministry of Environment & Forests (MoEF), Government of India pursuant to the directions of the Hon'ble Supreme Court of India to deal, inter alia, with violation of the Costal Regulation Zone (CRZ) Notification 2011 and implementation of the CRZ Notification.

WHEREAS, the Office of the Goa Coastal Zone Management Authority (hereinafter referred as 'the GCZMA' in short) had received a complaint letter dated 01/03/2021 from Calangute Constituency Forum through its PRO and Gen Secretary and was inwarded in the office of on the 01/03/2021, with respect to Illegal concrete construction of a structure by digging pits for foundation in the property bearing survey no 158/1 of Calangute Village Bardez Goa carried out by Mr. Lloyd St Jude Joachim Fernandes resident of Tivai Vaddo, Calangute Bardez Goa within the NDZ. (*Enclosed Copy of the Complaint dated 01/03/2021).*

GOA COASTAL ZONE MANAGEMENT AUTHORITY
DEPARTMENT OF ENVIRONMENT & CLIMATE CHANGE

AND WHEREAS, upon receipt of the Complaint, the following alleged illegal construction resulting in blatant and serious violation of CRZ Notification 2011 is noticed. The details of the violations are indicated here below:-

NAME OF THE VIOLATOR	Sy No and VILLAGE	VIOLATION	Distance from HTL
Mr. Lloyd St Jude Joachim Fernandes	158/1 Calangute	Illegal concrete construction by digging pits for foundation. Illegally laying concrete foundation in NDZ and covering with sand	Within the NDZ

AND WHEREAS, as per the CRZ Notification, 2011; the entire belt of 100 mts. from the High Tide Line (HTL) of river and 200mts. from the HTL from the sea is designated as the No Development Zone(NDZ) and hence no construction/development whatsoever are permissible in the said belt.

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ANDWHEREAS, the alleged illegal construction is highly detrimental to the Coastal ecosystem / riverine ecosystem. Further it is observed that you have not

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obtained any prior approval of the GCZMA for the purpose of alleged construction as required under the CRZ Notification 1991/2011.

NOW THEREFORE, in exercise of the powers conferred by section 5 of the Environment (Protection) Act, 1986 read with sub-rule (3) (a) of rule 4 of the Environment (Protection) Rules, 1986, delegated to the GCZMA, the GCZMA hereby directs you to **STOP WORK AT SITE** immediately and **SHOW CAUSE** as to why a direction to demolish the structures and to restore the land to its original condition and revoke the Permission/approval for errection of temporary wooden cottages and shack in the property bearing survey no 158/1 of Calangute Village Bardez Goa; granted via licence Bearing No GCZMA/N/SHACK-HUT-COTT-TENT/19-20/08/1988 dated 24/12/2019 should not be issued to you. Further, you are directed to ensure that no civil work of whatsoever kind and nature is carried out at said site.

FURTHER TAKE NOTE THAT, you are required to file your reply on alongwith compliance report and produce construction/reconstruction/repair licence/approvals, if any, issued by the concerned Authorities including GCZMA along with approved plan, as also documents to show the title to the Office of the GCZMA, having its Office at 4th Floor, Dempo Towers, Patto, Panaji, Goa on or before **30/03/2021 and remain present for a personal hearing on the 01/04/2021 at 03.30p.m at the 04th Floor, Conference Hall, Dempo Towers, Patto, Panaji, Goa**. Take note that if you fail to submit your reply along with the required documents, the GCZMA will come to the conclusion that you have no justification to carry out its activities as above stated and the Authority shall proceed to issue final directions to you in this regard without any further notice which inter alia includes order of demolition of structures, disconnection of water / power supply etc.

22/03/2021

(Dasharath M Redkar)
Member Secretary (GCZMA)
O/C

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Encl: As above

To,

1. **Mr. Lloyd St Jude Joachim Fernandes, Tivai Vaddo, Calangute Bardez Goa**

Copy to:

1. **The Collector & District Magistrate (North), Office of the Collector (North), Collectorate Building, Panaji-Goa**... for information and necessary action.

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2. **The Dy.Collector & SDO of Bardez, Goa**.... is hereby directed as to *enforce these directions and ensure that no work is carried out at site, other than in accordance with law.*

3. **The Secretary, Village Panchayat of Calangute, Bardez-Goa**.....who is required to initiate action under the Goa Panchayat Raj Act, 1994 and to report the compliance to the GCZMA.

4. **Calangute Constituency Forum,** c/o Mrs Clothildes Braganca, D Block, Maria Rosa Phase I, Naika Vaddo, calangute Bardez Goa.

5. **The Police Inspector, Calangute Police Station**.....is hereby directed to ensure that the ongoing work at site shall be stopped immediately and report of this order and submit a compliance report

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ANNEXURE 9

F. no. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08.

26 March 2021.

SITE INSPECTION REPORT
ON COMPLAINT BY CALANGUTE CONSTITUENCY FORUM REGARDING ALLEGED CONCRETE CONSTRUCTION IN SRY NO. 158/1 OF VILLAGE CALANGUTE BY MR LLYOD FERNANDES.

I. INTRODUCTION.

1. As per request of Member Secretary GCZMA vide site inspection notice no. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/3051 dated 22.03.2020, we inspected the property bearing Sry nos. 170/0 and 171/1 of village Quelossim, Taluka Mormugao today i.e., 25th March 2021. We were accompanied by Shri Satishkumar Naik, FS, DSLR. The four signatories to the complaint were present and identified the alleged illegal construction. About 100 villagers were also present. Likewise, the property owner Mr. Llyod Fernandes was present alongwith Mrs. Fatima Fernandes, Mr. Rueben Fernandes and Mr. Joshua Fernandes. Inspection commenced at 03.30 pm and concluded at 05.00 pm.

II. GIST OF THE COMPLAINT.

2. The complainant – Calangute Constituency Forum has filed a complaint dated 01.03.2021 stating that it was brought to their notice by villagers of Tivaiwaddo that some concrete structures are being constructed in no-development zone in property under Sry no. 158/1 of village Calangute. The concrete construction is taking place within 100 metres from LTL wherein steel and concrete is being used to erect columns. Photographs of excavation, concrete footing and steel binding of columns in progress are produced.

3. The Authority issued a show-cause notice cum stop work order dated 22.03.2021 ref no. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/3040 to Mr. Llyod St Jude Joachim Fernandes.

III. BRIEF DESCRIPTION OF PROPERTY AND GRANT OF PERMISSIONS BY THE AUTHORITY.

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4. The property in question bearing Sry no. 158/1 of village Calangute admeasures about 7125 m² as per record of rights Form I & XIV. Its approximate GPS coordinates are 15°32'17.19594" N and 73°45'29.93215" E[1]. It comes within 300 metres of the HTL. The survey plan shows a residential structure and a chapel within the property.

[1] GPS coordinates obtained using mobile app *GPS Logger*, with accuracy of 04 metres.

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5. The Authority has granted permission/approval for erection of 18 temporary wooden cottages and one shack in the property vide communication dated 24.12.2019 ref no. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/1988.

IV. OBSERVATIONS AND RECOMMENDATIONS.

6. We observed 36 (thirty-six) RCC footings with MS base plates and anchor bolts erected on the western side of the property within 100 metres of HTL. These were found buried in the sand and had to be manually excavated. There is possibility of existence of more such RCC footings covered with sand. The site is barricaded with 3-metre height metal sheets. Three photographs[2] taken during inspection are attached herewith that would enable appreciation of the site position.

7. MS tubular columns were found on site in preparation of further extension/development of the structures.

8. The complainants stated that construction work was continued in violation of Stop-work notice dated 22.03.2021 issued by the Authority. In order to prevent further major environmental degradation and pending inquiry, the site/property may be sealed by the Authority.

9. The permission/approval issued by this Authority expressly prohibits use of cement/concrete or any permanent constructions. It also prohibits barricading of the site.

10. The applicant/property owner may be directed to demolish and remove all the RCC footings and metal barricades constructed in/around the said property bearing Sry no. 158/1 of village Calangute, and restore it to its original condition.

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Submitted.

Sávio Joaquim Filipe Correia
Expert Member, GCZMA.

Sujeetkumar M. Dongre
Expert Member, GCZMA.

Enclosure: Photographs.

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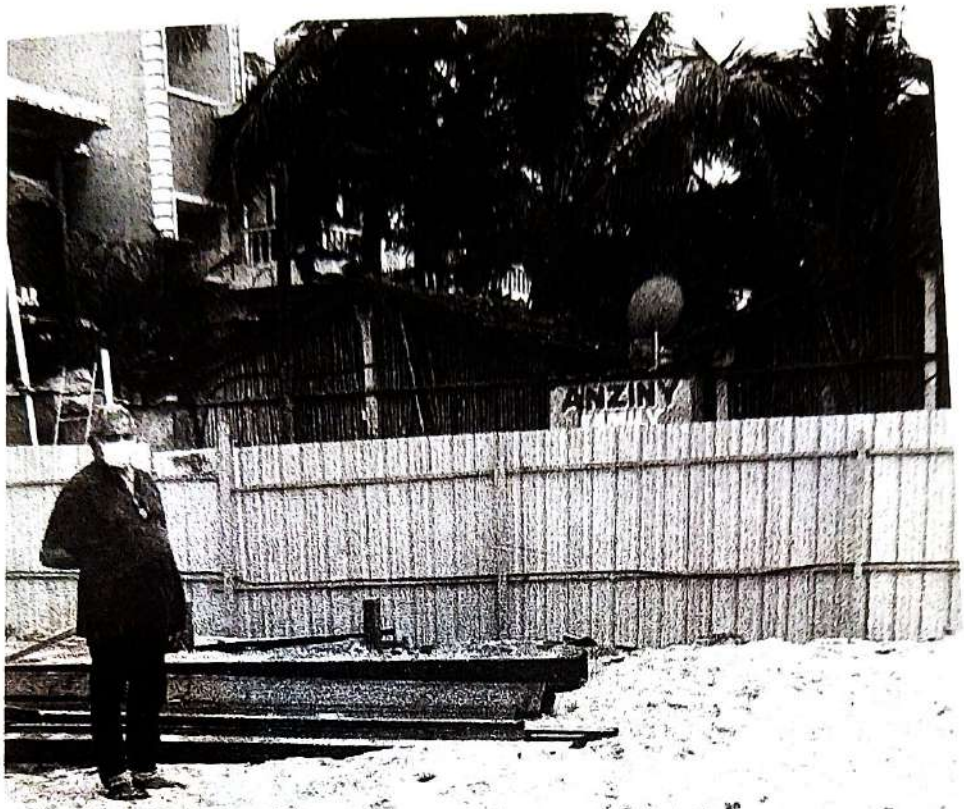
PHOTOGRAPHS



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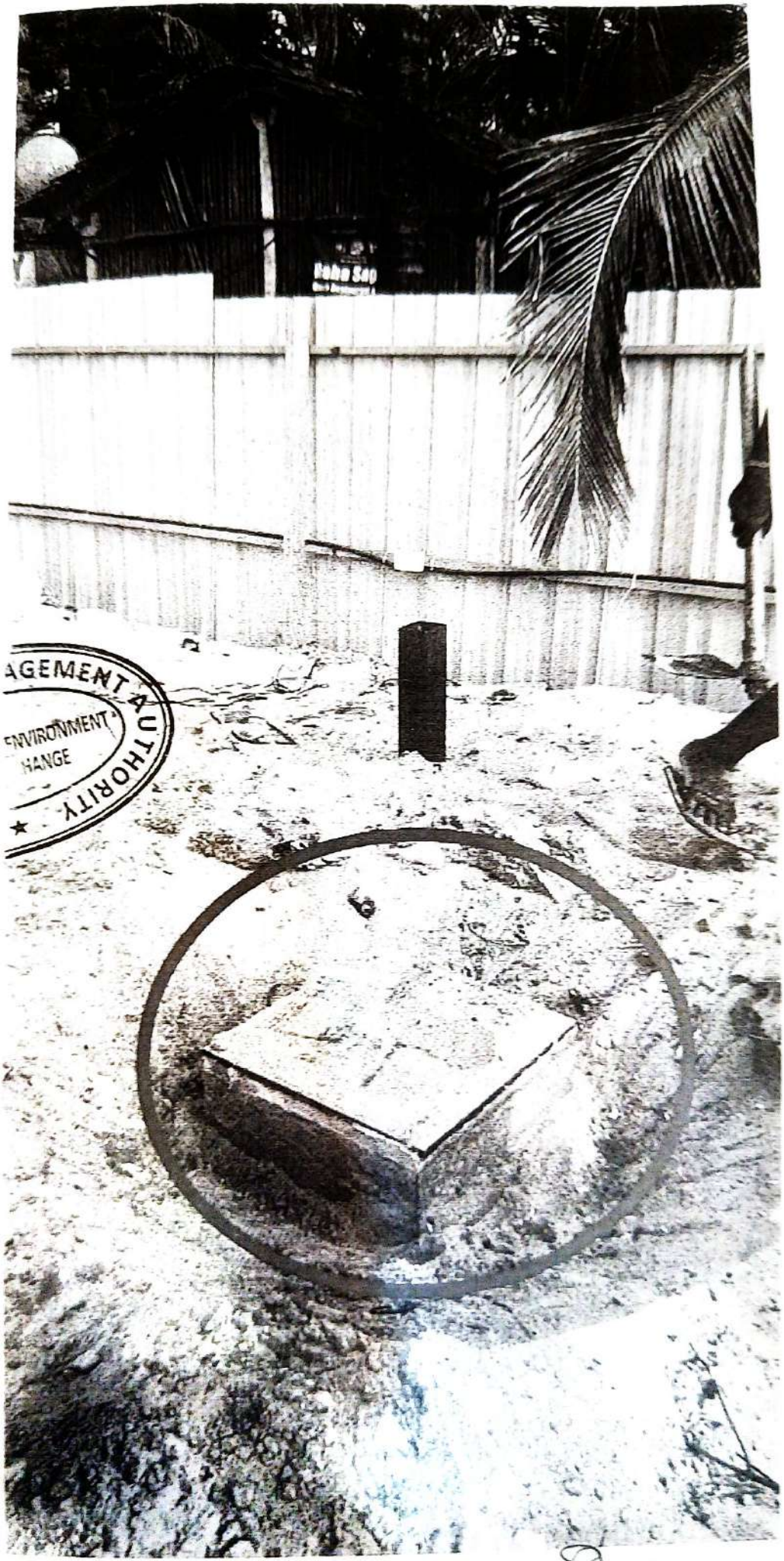

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GOA COASTAL ZONE MANAGEMENT AUTHORITY

C/o Department of Science, Technology & Environment, (Govt. of Goa)
1st Floor, Pandit Deendayal Upadhyay Bhavan, Pundalik Nagar,Porvorim-Goa.
Website: www.czma.goa.gov.in

Ref. No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/ 793 **Date: 25/08/2021**

Order

WHEREAS, the Goa Coastal Zone Management Authority (hereinafter referred to as 'the GCZMA' in short) has been constituted by the Ministry of Environment & Forests (MoEF), Government of India pursuant to the directions of the Hon'ble Supreme Court of India to deal, inter alia, with violation of the Costal Regulation Zone (CRZ) Notification 2011 and implementation of the CRZ Notification.

AND WHEREAS, the Office of the Goa Coastal Zone Management Authority (hereinafter referred as 'the GCZMA' in short) had received a complaint letter dated01/03/2021 from Calangute Constituency Forum through its PRO and Gen Secretary and was inwarded in the office of on the 01/03/2021, with respect to Illegal concrete construction of a structure by digging pits for foundation in the property bearing survey no 158/1 of Calangute Village Bardez Goa carried out by Mr. Lloyd St Jude Joachim Fernandes resident of Tivai Vaddo, Calangute Bardez Goa; within the NDZ.

AND WHEREAS, this Authority has directed the Deputy Collector and SDM Mapusa, including the Police Inspector, Calangute Police Station to stop ongoing illegal construction work in the property bearing Survey No 158/1 of village Calangute at Tivai Vaddo, Calangute, Bardez Goa.

AND WHEREAS, the Authority has issued a Show Cause Notice bearing no GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/3040 dated 22/03/2021 to the Respondent. The Respondent has filed his reply to the Show Cause Notice.

AND WHEREAS, the Authority issued a Inspection Notice bearing Ref No. GCZMA/N/ Shack-Hutt-Cott-Tent/19-20/08/3051 dated 22/03/2021; the Expert Members were requested to conduct a site Inspection of the said property to ascertain the environmental damage caused to the property. The Expert members conducted the Site Inspection on 25/03/2021at around 3.30 and concluded at 5.00 pm. Subsequently submitted a Report to the Authority along with photographs.

AND WHEREAS, in the 255th GCZMA meeting held on 25/03/2021, the Authority decided that, *"The Expert Members informed the Authority that approx 36 RCC footing with M.S Base Plate is being constructed in the property under question. The Authority was of the opinion that major environmental damage is being caused in the property under*

consideration. In order to avoid further Environmental damage, the property needs to be sealed. The Authority decided to direct the Deputy Collector and SDM of Bardez to immediately seal the property bearing survey no 158/1 of Village Calangute, Bardez Goa within 48 hours and send the Compliance report to this Authority".

AND WHEREAS, the GCZMA issued Directions to Seal the premises under Section 5 of the Environment Protection Act vide letter bearing reference no GCZMA/N/Shack-Hutt-Cott-Tent/19-20/08/3080 dated 25/03/2021 thereby directing the Deputy Collector and SDM of Bardez to immediately seal the property bearing Survey no 158/1 of Calangute Village, Bardez Goa within 48 hours and send the Compliance report to this Authority.

AND WHEREAS, in the GCZMA is in receipt of the Compliance letter bearing No. DC/SDO/MAP/CRZ/Calangute/158/1/2021/2342 dated 01/04/2021 along with letter from the Mamlatdar and Panchanama dated 01/04/2021; wherein the Deputy Collector & SDO Mapusa has clearly stated that the property bearing Survey no 158/1 of Calangute Village, Bardez Goa has been closed /suspended/sealed.

AND WHEREAS, this matter was placed in the 268th GCZMA Meeting held on 19/08/2021, the Authority decided that, "*The Authority considered the request of the Respondent and granted him 10 days to remove the RCC columns and restore the land to its original condition and decided to de-seal the property. The Authority also intimated the Respondent that failure to comply the direction of removing the RCC columns and restore the land would attract a penalty of Rupees Ten Lakhs and the Authority would sub-delegate the work of restoring the land at the cost and expenses of the Respondent*"

NOW THEREFORE, the Deputy Collector & SDO Mapusa is hereby directed to de-seal the structures in property bearing survey No. 158/1 of Calangute Village, Bardez Goa; immediately on receipt of this order.

Further, the Respondent i.e. **Mr. Lloyd St Jude Joachim Fernandes** is hereby directed to comply with the direction given in the 268th GCZMA meeting within the time frame from 20/08/2021 till 30/08/2021 and submit a compliance report along with photographs on the 31/08/2021

23/08/2021

(Dasharath M. Redkar)
Member Secretary (GCZMA)

To,

1. **Mr. Lloyd St Jude Joachim Fernandes, Tivai Vaddo, Calangute Bardez Goa.**
2. **Calangute Constituency Forum,** c/o Mrs Clothildes Braganca, D Block, Maria Rosa Phase I, Naika Vaddo, calangute Bardez Goa.

ANNEXURE 11

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Member Secretary
G. C. Z. M. A.
Inward No. 1850
Date: 06/9/2021

From:
Mr. Lloyd St. Jude Joachim Fernandes
R/o Tivai Vaddo,
Calangute Bradez-Goa
06/09/2021

To,
GOA COASTAL ZONE MANAGEMENT AUTHORITY
C/o Department of Science, Technology and Environment, (Govt. of Goa)
1st Floor, Pandit Deendyal Upadhay Bhavan,
Pundalik Nagar Porvorim Goa.

SUB: COMPLIANCE REPORT

Dear Sir,

As per the Order dated 25/08/2021 passed with reference no. GCZMA/N/shack-Hut-tent/1920/08/793 by the GOA COASTAL ZONE MANAGEMENT AUTHORITY, the undersigned has removed the RCC Columns and has restored the land to its original state standing in survey no. 158/1, of Calangute Village, Bardez Goa and restored the land to its original condition.

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Thanking You

06/09/2021
Lloyd St. Jude Joachim Fernandes

Copy to:

1. Deputy Collector Bardez
   Mapusa Bardez Goa

2. Mamlatdar of Bardez
   Mapusa Goa

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Application for development Permission under section 44 of the Goa Town and Country Planning Act, 1974

Date: 07/09/2021

From: Mr. Llyod St. Jude Joachim Fernandes,
BT-15, 3rd floor, Campal Trade Centre,
Campal, Panaji, Goa.

To,
The Member Secretary,
CRZ department,
Porvorim Goa.

Sir,

I/we intend to carry out the under mentioned development in the site or plot on Property Bearing Survey No. 158, Sub Div. No. 1, situated at Calangute village, Bardez Taluka, Goa.

Particulars of proposed development: - Revised plans showing beach shacks and wooden cottages for tourist season.

I/We forward herewith the following: - Strike out which is not applicable

1. Drawings:

(a) Site Plan	5 Copies	( )
(b) Detailed Plans, Elevations & Sections	5 sets	( )
(c) Location Plan	5 Copies	( )
(d) *Parking Layout Plan	5 Copies	( )
(e) * Contour Plans in case of sloping sites	3 Copies	( )

2. Documents duly authenticated/signed as prescribed:

(a) Questionnaire		
(b) *Survey Plan	1 Copy	( )
(c) Copy of Index of Land (Form-III/I & XIV/Form-B/D)	1 Copy	( )
(d) Document showing ownership of Land	1 Copy	( )
(e) Certificate from the Architect/Engineer who has Planned the project and has signed the drawings	1 Copy	( )
(f) Structure Liability Certificate from the Engineer responsible for the structural Design of the project	1 Copy	( )

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(g) Affidavit from the owner	1 Copy	( )
(h) *Power of Attorney (if applicable)	1 Copy	( )
(i) Conversion sanad/Application for recommendation for conversion	1 Copy	( )
(j) *NOC from other agencies, if applicable:-		
(i) _____		
(ii) _____		
(iii) _____	1 Copy	( )

I/We request that the proposed development may be approved and that development permission may be accorded.

Yours Faithfully,

...NAGEMENT AU... ...F ENVIRONMENT ...E CHANGE

Name & Signature of Owner

PARESH GAITONDE
BE(CIVIL) AMIE FIV
CHARTERED ENGINEER
T.C.P. Reg. No. ER/0057/2010

Signature of the Architect/Engineer/
Town Planner

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QUESTIONNAIRE

(To be duly filled and enclosed to the application for Development Permission/Technical Clearance/Building License)

PART-A

1. Full name and address of the owner: Mr. Llyod St. Jude Joachim Fernandes
2. Details of the property:
   a) Survey No. /Sub Div. No. — 158/1
   b) Ward name & No. /Vaddo.
   c) Town/Village — Calangute
   d) Taluka & District — Bardez
3. Is the property Sub-Divided? — Yes/No
   If 'Yes', give details of the sub division, supported by the document
4. Total area of the property — 4700.00 Sq. meters
5. Zone of the property as per ODP/ZP/RP
6. Intended use proposed in the Development
7. If the zone indicated at (5) above is the result of subsequent change Of zone, give details of approval and enclose certified copy of the Approval.
8. Is the property accessible? — Yes
   a) Width of the access — Beach Road
   b) Area of road widening — 0.00 Sq. meters
9. If the property is in the vicinity (within 100 meters) of the Cemetery/ Crematorium, give the distance from the boundary wall Of the Cemetery/Crematorium. — N.A
10. If the property is in the vicinity (within 100 meters) of the National Highway/State bye-pass, give the distance from the centre line of Highway/bye-pass. — N.A
11. If the property is in the vicinity (within 50 meters) of the Railway Line, give the distance from the boundary of Railway property — N.A.
12. If the property is in the vicinity of the Tide Line (within 1000 meters) Of the sea, give the distance from HTL. — N.A
13. If the property is in the vicinity of the Tide Line (within 100 meters) Of the sea, give the distance from the river bank. — N.A.
14. If there are any underground, over ground, overhead telephones/ /electricity lines affecting or crossing the plot/property or within

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ENVIRONMENT HARGE

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FLOOR AREA:

12. Balcony area and covered area over footways floor wise and	N.A
Total on all floors.	N.A
13. Addition of set-back area and/or proposed road for FAR purpose	N.A
14. Addition of garage area for FAR purpose	1316.00 Sq. meters
15. Floor area consumed on Ground Floor -Cottages (1 to 10)	200.00 Sq. meters
16. Floor area consumed on Ground Floor -Shack	N.A
Other area consumed for FAR purpose	N.A
17. Existing floor area to be maintained	1516.00 Sq. meters
18. Total floor area consumed (15+16)	1551.00 Sq. meters
19. Floor area permissible	33%
20. FAR permissible	32.25%
21. FAR consumed	N.A
22. Mezzanine area	N.A
23. Loft area	N.A
24. Basement area	N.A
25. Garage area	N.A

26. Detail of areas and use, floor wise:

Floor (%) Reference	Use	Total built up Area m^2	Areas free from FAR Bal.	Bas.	Park.	Net floor Area m^2	FAR

(Refer table in the drawing)

27. Parking details:

Floor Area	Use	No. of car parks/ parking area Provided	Required

(Refer table in the drawing)

28. Type of zone to which the plot belongs to -

SETBACKS:

29. Front setback from the center line of the road	N.A
30. Side setback:	
a)	3.00 meters

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15 meters distance of the plot/property, show on the plan and give:

a) Vertical clearance between the highest point of the building and The electric line. — N.A

b) Horizontal clearance between the proposed building and existing Electric or any other lines — N.A

15. Whether any extra F.A.R. is claimed on the basis of road widening/ /Proposed road? — N.A

a) Area under road widening — N.A

b) Whether such road widening area or area or area under proposed road Has been gifted to the local body? (If 'Yes' submit relevant document) — No

NAGEMENT AUTHORITY
F ENVIRONMENT
E CHANGE

PART-B

(for buildings)

PLOT AREA

1. Area of the ~~plot~~ — 4700.00 Sq. meters
2. Deduction for
   a) Area within road widening (proposed) — 0.00 Sq. meters
   b) Area Under No Development Zone — N.A
   c) Total (a)+(b) — 0.00 Sq. meters
3. Net effective area (1) + (2) — 4700.00 Sq. meters
4. Covered area occupied by the existing building, if any — N.A
5. Plot coverage of the existing building (in%) — N.A
6. Covered area of the existing building that is proposed To be demolished — N.A
7. Plot coverage of the existing building that is proposed To be demolished (in%) — N.A
8. Covered area of the proposed building — 1516.00 Sq. meters
9. Plot coverage of the proposed building (in%) — 32.25%
10. Combined covered area of the existing building to be maintained And that of the proposed building — N.A

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11. Combined plot coverage of the existing building to be maintained And that of the proposed building (in %) — N.A

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b) 3.00 meters

31. Distance between two or more buildings on the same plot if any — N.A
32. Height of the Plinth — 0.30 meters
33. Use to which the building is to be put to floor wise:

Ground Floor: Cottages /Shack

Plot owned by with reference to the ownership certificate of land: Mr. Llyod St. Jude Joachim Fernandes

Reference number and date of approval of sub division of land,
If the plot in question is part of sub division — N.A

34. Any other information

ANAGEMENT AUTHORITY
T OF ENVIRONMENT
IATE CHANGE

PART-C

(for sub division of land)

1. Area of the plot — N.A
2. Deduction:
   a. Area reserved for road widening — N.A
   b. Area reserved for any other purpose or un-developable — N.A
3. Effective area of the plot (1-2) — N.A
4. Open Space required to be provided — N.A
5. Open space provided
   a) N.A
6. N.A
7. Plot detail:
   Plot No.: N.A — Area: N.A
8. Hierarchy of the roads used in the sub-division:

Road nomenclature	Width	Length	Area served

Note: The roads with above nomenclature are to be indicated on the plans.

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9. Usewise areas for below mentioned purpose, if the plots are having areas of five hectares And above:

a) Schools _____Sq. meters

b) Community centers _____Sq. meters

c) Public utility areas _____Sq. meters

* Strike out whichever is not applicable.

We, hereby declare that the information furnished above is correct to the best of our knowledge.

ARCHITECT/ENGINEER/STRUCTURAL ENGINEER/
/TOWN PLANNER/LANDSCAPE ARCHITECT/
/URBAN DESIGNER

PARESH GAITONDE
B.E.(CIVIL) AMIE FIV
CHARTERED ENGINEER
T.C.P. Reg No. ER/0057/2010

Signature
Name:
Address:
Reg No.:
Date:

OWNER OR AUTHORISED REPRESENTATIVE

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Signature
Name:
Address:

Date:

MANAGEMENT AUTHORITY
MENT OF ENVIRONMENT
CLIMATE CHANGE

INFORMATION ISSUED UNDER RTI ACT, 2005

Off.: BT-15 and BT-7, 3rd Flr., Campal Trade Centre,
Behind Military Hospital, Campal, Panaji, Goa - 403 001.

PARESH GAITONDE

Tel.: 2423527, 9822102782
email - pareshg28@yahoo.com

B. E.(Civil). AMIE.FIV CHARTERED ENGINEER

O **R.C.C. Consultant, Approved Valuer**

CERTIFICATE OF CONFIRMITY WITH REGULATIONS

I, **Mr. Paresh Gaitonde, BT-15 and BT-7, 3rd Floor, Campal Trade Centre, Behind Military Hospital, Campal, Panaji, Goa and Registration No. ER/0057/2010** as have been appointed by Mr. Llyod St. Jude Joachim Fernandes, do hereby certify that I have designed the project of Revised plans showing beach shacks and wooden cottages for tourist season, on Property Bearing Survey No. 158, Sub Div. No. 1, situated at Calangute village, Bardez Taluka, Goa. And that the same is in conformity with the Goa land Development and building Construction Regulations, 2010.

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Available in Office Records

Place: Panaji-Goa
Date: 07/09/2021

PARESH GAITONDE
BE(CIVIL) AMIE FIV
CHARTERED ENGINEER
T.C.P. Reg. No. ER/0057/2010

Signature of the Engineer

INFORMATION ISSUED UNDER RTI ACT, 2005

Off.: BT-15 and BT-7, 3rd Flr., Campal Trade Centre,
Behind Military Hospital, Campal, Panaji, Goa - 403 001.

PARESH GAITONDE

Tel.: 2423527, 9822102782
email - pareshg28@yahoo.com

B. E.(Civil). AMIE.FIV CHARTERED ENGINEER

O **R.C.C. Consultant, Approved Valuer**

STRUCTURAL LIABILITY CERTIFICATE

I, Eng. Paresh Gaitonde, having my office at **BT-15 and BT-7, 3rd Floor, Campal Trade Centre, Behind Military Hospital, Campal, Panaji, Goa and Registration No. ER/0057/2010 having been duly appointed as an Engineer by** Mr. Llyod St. Jude Joachim Fernandes, for carrying out structural design and supervision of the Revised plans showing beach shacks wooden cottages for tourist season.

The plans for which have prepared by Architect Mr. Paresh Gaitonde, on Property bearing Survey No. 158, Sub Div. No. 1, situated at Calangute village, Bardez Taluka, Goa. Within the jurisdiction of village Panchayat of Calangute.

I do hereby certify as under:-

1. **That I shall be responsible for the structure design and stability of the said building**
2. **That the structural work shall be executed by the owner, as per the structural drawing prepared by me and under my supervision.**
3. **The provisions of the following BIS codes are made in the proposals ;**
   - **IS: 456:2000 Code of Practice**
   - **IS: 875(Part 2) :1987**
   - **IS: 875 (Part 3) :1987**
   - **IS: 875 (Part 4) :1987**
   - **IS: 875 (Part 5) :1987**

Certified Copy of The Document Available in Office Records

This certificate is issued in respect of plans, one set of which is enclosed herewith, Duly signed by the Engineer who has prepared the same.

Place: - Panaji-Goa.
Date: - 07/09/2021

PARESH GAITONDE
B.E.(CIVIL) AMIE.FIV
CHARTERED ENGINEER
T.E. Reg. No. ER/0057/2010
(Signature of Engineer)

ANNEXURE 13

INFORMATION ISSUED UNDER RTI ACT, 2005

PROCEEDINGS OF SITE INSPECTION

FILE NO:- GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/793 dtd 25/8/21

DATE: / / /2021

SUB:

REF: GCZMA/N/Shack-Hut-Cott-Tent/19-20/793 dated 25/08/2021

Village: Salvanguti **Taluka:** Bardiz **Survey:** 158 **Sub.Div.No.** 1

NAGEMENT AUTHORITY OF ENVIRONMENT ITE CHANGE

Parties/Officers Present:-

1) Shri Mahesh K Patil Expert Member GCZMA
2) Shri Sujeet Kumar Dongree Expert Member GCZMA
3) Shri Satish Kumar Naik FS&O GCZMA — Solaj

Brief description of proceedings:-

Visited the site on 28/11/2021 at 4.15 p.m in the presence of Mr. Lloyd. St. Jude. Joachim Fernandes, Smt. Motildes Bragamca, Shri. Premanand Dinkar, Shri Agnelo Baretto. present at site.

1) It was observed that all the column & footing were removed and stocked separately.
2) The Area is devoid of any structure.
3) The debris stacked of Earlier Construction Material should be safely disposed.

The Site Inspection photograph are Enclosed.

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Signatures:

Shri Mahesh K Patil
Expert Member
GCZMA

Shri. Sujeet Kumar Dongree
Expert Member
GCZMA

Typed copy of pg. 85

PROCEEDINGS OF SITE INSPECTION

FILE NO:- GCZMA/N/SHACK-HUT-COTT-TENT/
19-20/08/793 dtd 25/8/21

Date:- /11/2021

SUB:

REF: GCZMA/N/SHACK-HUT-COTT-TENT/19-20/08/793 dtd 25/8/21

Village: Calangute **Taluka**: Bardez **Survey**: 158 **Sub.Div.** No. 1

Parties/officers present:

1. Shri Mahesh K. Patil, Expert Member, GCZMA
2. Shri Sujeet Kumar Dongre, Expert Member, GCZMA
3. Shri Satish Kumar Naik, F.S., GCZMA

Brief description of proceedings:

Visited the site on 28.11.2021 at 4:15 p.m. in the presence of Mr. Lloyd St. Judge Joachim Fernandes, Shri Clotildes Braganca, Shri Premanand Divkar, Shri Agnelo Baretto present at site.

1. It was observed that all the colum & footing were removed and stacked separately.
2. The area is devoid of any structure.
3. The debris stacked of earlier construction material should be safely disposed.

The site inspection photographs are enclosed.

Sd/-
Shri Mahesh K. Patil,
Expert Member, GCZMA

Sd/-
Shri Sujeet Kumar Dongre,
Expert Member, GCZMA

GOA COASTAL ZONE MANAGEMENT AUTHORITY

INFORMATION ISSUED UNDER RTI ACT 2005

C/o Department of Environment and Climate Change (Govt. of Goa)
4th floor,Dempo Towers, Patto, Panaji-Goa
E-mail: goacoastalzone@gmail.com

Refno. GCZMA/ N/Shack-Hut-Cott-Tent/19-20/08/ 1902 Dated: 28/01/2022

ORDER

WHEREAS, the office of the Goa Coastal Zone Management Authority (hereinafter referred as 'the GCZMA' in short) had earlier received a complaint letter dated 01/03/2021 from Calangute Constituency Forum through its PRO and Gen Secretary and was inwarded in the office on 01/03/2021, with respect to illegal concrete construction by digging pits for foundation in the property bearing survey no 158/1 of Calangute Village Bardez Goa being carried out by Mr. Lloyd St Jude Joachim Fernandes resident of Tivai Vaddo, Calangute Bardez Goa; within the NDZ.

AND WHEREAS, an Show Cause Notice cum Stop Work Order bearing reference No. GCZMA/N/ Shack-Hutt-Cott-Tent/19-20/08/3040 Dated 22/03/2021 issued to Mr. Llyod St Jude Joachim Fernandes, resident of Tivai Vaddo Calangute Bardez Goa and this Authority has directed the Deputy Collector and SDM Mapusa, including the Police Inspector, Calangute Police Station to stop ongoing illegal construction work in the property bearing Survey No 158/1 of village Calangute at Tivai Vaddo,

AND WHEREAS, vide Inspection Notice bearing ref No. GCZMA/N/ Shack-Hutt-Cott-Tent/19-20/08/3051 dated 22/03/2021; the Expert Members were requested to conduct a site Inspection of the said property to ascertain the environmental damage caused to the property. The Expert members conducted the Site Inspection on 25/03/2021 and submitted their report.

AND WHEREAS, the matter was placed in the **255th GCZMA** meeting held on 25/03/2021. The Expert Members informed the Authority that approx 36 RCC footing with M.S Base Plate is being constructed in the property under question. The Authority was of the opinion that major environmental damage is being caused in the property

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under consideration and in order to avoid further Environmental damage, the property needs to be sealed. The Authority decided to direct the Deputy Collector and SDM of Bardez to immediately seal the property bearing survey no 158/1 of Village Calangute, Bardez Goa within 48 hours and send the Compliance report to this Authority.

AND WHEREAS, the matter was placed in the **268th Meeting of the GCZMA** meeting held on 19/08/2021. The Authority considered the request of the Respondent and granted him10 days to remove the RCC columns and restore the land to its original condition. The Authority also decided to de-seal the property for 10 days. The Authority also intimated the Respondent that failure to comply the direction to remove the RCC columns and restore the land would attract a penalty of Rs.10 lakhs and the Authority would sub-delegate the work of restoring the land at the cost and expenses of the Respondent.

AND WHEREAS, interms of decision taken in the **268th Meeting of the GCZMA** meeting held on 19/08/2021 an order dated 25/08/2021 was issued to comply with directions contained therein.

AND WHEREAS, the matter was discussed and deliberated in the **285th GCZMA** meeting held **on 13/01/2022.** In the said meeting it was decided as follows:-

"The Authority noted that the Respondent has submitted a compliance report. The Authority through its Expert Members and the Complainant have verified the compliance. The Authority is satisfied that the Respondent has complied with the directions. The Authority decided to drop the Show Cause Notice cum Stop Work Order bearing reference No. GCZMA/N/ Shack-Hutt-Cott-Tent/19-20/08/3040 Dated 22/03/2021 issued to Mr. Llyod St Jude Joachim Fernandes, resident of Tivai Vaddo Calangute Bardez Goa."

NOW THEREFORE, the GCZMA in exercise of the powers conferred under Section 5 of the Environment (Protection) Act, 1986 (Central Act 29 of 1986) read with

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sub-rule (3) (a) of Rule 4 of the Environment (Protection) Rules 1986, and read with power vested with the GCZMA vide Order S.O. 3975 (E) dated 31/10/2019 issued by the Ministry of Environment & Forests, Government of India, hereby discharges proceedings with regard to errection of 36 RCC footing with Ms Plate carried out by **Mr. Lloyd St Jude Joachim Fernandes** interms of decision taken in the 285th GCZMA MEETING held on **13/01/2022**.The proceedings are accordingly disposed off.

INFORMATION ISSUED UNDER RTI ACT, 2005

For and on behalf of the
Goa Coastal Zone Management Authority

28/01/2022

(Dasharath M.Redkar)
Member Secretary (GCZMA)

To,
Mr.Lloyd St Jude Joachim Fernandes, Tivaivaddo, Calangute, Barde Goa.

Copy to:

1. **The Collector& District Magistrate (North), Office of the Collector (North), Panaji-Goa**.....*for information.*
2. **The Dy. Collector & S.D.O. of Bardez, Mapusa-Goa**....*for information.*
3. **Calangute Constituency Forum c/o Mrs Clothildes Braganca, D Block, Maria Rosa Phas I, Naika vaddo, Calangute, Bardez Goa**.....*for information.*

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ANNEXURE 15

[Typed copy at pg. 95]

Ph.: 2276016

OFFICE OF THE VILLAGE PANCHAYAT
CALANGUTE
Bardez - Goa 403516

VP/Cal/F-68/21-22/4729 Dated: 09/03/22

To,
Lloyd St. Jude Joachim Fernandes
r/o Gaura Vaddo,Calangute,Bardez-Goa

[Typed copy at pg. 595

Sir,

Your letter bearing inward no. 10044 dated 10/02/22 with subjectmatter :- Requested to Drop Notice passed with Reference no. VP/Cal/F-20/20-21/5022 was placed before the panchayat body in its meeting dated 03/03/2022 and it is resolved vide resolution no. IX J (94) to drop the notice with reference no. VP/Cal/F-20/21-22/5022 pertaining to survey no. 158/1 of village Calangute as per the order from the Goa Coastal Zone Management authority bearing no. GCZMA/N/Shack-Hut0Cott-Tent/19-20/08/1902 dated 28/01/2022.

Thanking you,

Yours Faithfully,

GRAM PANCHAYAT OFFICE CALANGUTE ग्रामपंचायत कार्यालय कळंगुट Bardez - Goa

(Shri. Bheldas B. Karapurkar)
Secretary
V.P. Calangute

CERTIFIED TRUE COPY
As per the xerox copy submitted by Lloyd St. Jude Joaquim Fernandes,
8/2/23

Typed copy of pg. 93

OFFICE OF VILLAGE PANCHAYAT CALANGUTE
Bardez, Goa - 403516

VP/Cal/F-68/21-22/4729 Dated:- 09/03/22

To,

Lloyd St. Jude Joachim Fernandes,
r/o Gaura Vaddo, Calangute, Bardez – Goa.

Sir,

Your letter bearing inward no. 10044 dated 10/02/22 with subject matter:- Requested to Drop Notice passed With Reference VP/Cal/F- 20/20-21/5022 was placed before the panchayat body in its meeting dated 03/03/2022 and it is resolved vide resolution no- IX J (94) to drop the notice with reference no. VP/Cal/F-20/21-22/5022 pertaining to Survey No. 158/1oOf village Calangute as per the order from the Coastal Zone Management authority bearing no. GCZMA/N/Shack-Hut0Cott-Tent/19-20/08/1902 dated 28/01/2022.

Thanking you,
Yours faithfully,

Sd/-

(Shri Bheldas B. Karapurkar)
Secretary, V.P. Calangute

ANNEXURE 16

[Typed copy at pg. 101]

SITE INSPECTION REPORT

Site Inspection Notice was issued by Sarpanch / Dy. Sarpanch Shri / Smt. SHAWN B.J. MARTINS of Village Panchayat of Calangute under outward no. VP/Cal/F-20/20-21/22 dated 31/05/22 based on the complaint filed by Shri Premanand Dikar r/o Gauravaddo of Village Panchayat Calangute Bardez Goa on Mr. Lloyd Jude Joachim Fernandes r/o Gauravaddo of Village Calangute Bardez Goa under subject Legal notice for in action on the part of GCZMA/ Panchayat to initate action against Illegal construction in Survey No 158/1 and site inspection was fixed on 31/05/22 at 1.15 ~~am~~ / pm onwards.

Site was inspected at 1.15 am/~~pm~~ by :

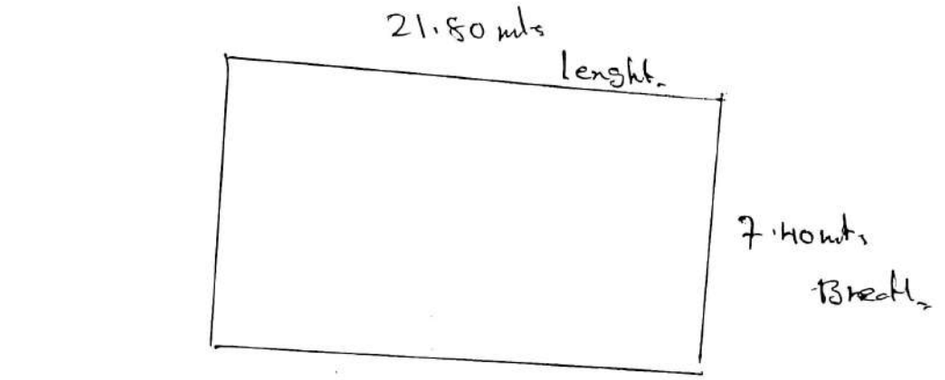
Sr. No.	Name	Designation	Sign
1)	Shri Premanand Dikar	Complainant	
2)	Lloyd Jude Joachim Fernandes	Respondent Complainant	
3)	Clotildes Braganza 3/6/2022	PRO CCF	
	Soles Fernandes		

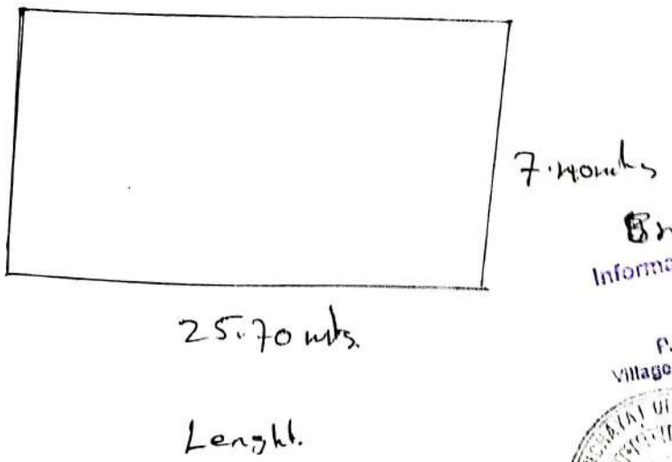
Information under R.T.I.
P.I.O. / Secretary
Village Panchayat Calangute.
Bardez - Goa.

Remark : ~~Inspection site ... the complaint received on~~ The Panchayat official visited on site. The Complainant and Respondent are present on site. The site inspecting team Notice observe that ~~there is~~ Construction work under process. The Allegad Construction is of steel. steel poles are erected on site.

being asked by secretary to Respondent whether they posses valid permission from Competent Authority. The Respondent Reply yes.: ~~the [illegible]~~ He obtain permission from C.R.Z. and panchayat for wooden temporary Huts. However it is Notice That ~~[illegible]~~ Alleged Construction is made up of steel. The detail dimension written on panchanama sheet.

Note : For ready reference attached rough drawn sketch and photos for ready reference.





Information under R.T.I.

P.I.O. / Secretary
Village Panchayat Calangute
Bardez - Goa.

PANCHANAMA

Today at 1.15 ~~am~~/pm on 03/06/22, we the undersigned members of t Panchanama namely (1) Shri. Clothildes Braganca Aged _____ profession Nalka Vaddo resident of _____ (2) Shri. Sales Fernandes Agarvaddo, resident of _____ Aged 51 professi _____ Shawn B.J. Martins were called by Shri./Sr Sarpanch/Dy. Sarpanch to witness the illegal construction carried out by Shri./Sr Tivai Vaddo in Ward no. 6 of Calangute Village and have witnessed the following.

The details of the illegal construction are as under:

1. Nature of the Construction — pucka.
2. Whether New construction/ Re-construction or Extension to existing house — New
3. A ea Occupied by structure/ Dimension (length,breadth and Height- approximate) — 21.80 mtrs; 7.40 mtrs. 4.30 mtrs. and 25.70 mtrs. 7.40 mtrs; 4.30 mtrs.
4. Location/Sy. No./Ward — 158/1
5. Material Used — Steel. Cement sheets.
6. Nature of Roof Pattern — Not yet place.
7. Approximate estimated cost Of construction — 30 lacks.

Being asked by the Secretary. Shri./Smt. ~~Loyed~~ Lloyd Fernandes owner/occupier of the house, stated that he/she does not possess any valid permission issued by the Panchayat to erect the said structure nor the formalities prescribed under the building regulation and CRZ in force have been complied with. Respondent: posses construction licence for temporary wooden Hats.

This Panchanama is written by Shri./Smt. Arjun Lonu Velip v/p secretary at the site in our presence today, at 1.15 p.m hours. The contents of this Panchanama have been read over and explained to us in Konkani and in correctness thereof we sign as witness.

Place: Tivai waddo

Date: 03/06/2022

1) Clothides Braganca CBraganca
2) Sales Fernandes 3/6/20

Before me

Designation

Information under R.T.I.

P.I.O. / Secretary
Village Panchayat Calangute,
Bardez / Goa.

Typed copy of pgs. 97 - 99

SITE INSPECTION REPORT

Site inspection Notice was issued by Sarpanch / Dy. Sarpanch Shri / Smt SHAWN B.J. MARTINS of Village Panchayat of Calangute under outward no. VP/Cal/F-20/20-21/ 7-22 dated 31/05/22 based on the complaint filed by Shri Premanand Divkar r/o Gaura Vaddo of Village Panchayat Calangute Bardez Goa on ___ r/o ____ of Village Panchayat Calangute Bardez Goa under subject Legal notice for inaction of the part of GCZMA/Panchayat to initiate action against illegal construction in Survey No. 158/, and site inspection was fixed on 31.05.22 1:15 p.m. onwards.

Site was inspected at _____ am/pm by:

Sr. No.	Name	Designation	Sign
1)	Shri Premanand Divkar	Complainant	
2)	Lloyd Jude Joachim Fernandes	Respondent	Sd/-
3)	Clotildes Braganca	PR of CCF	Sd/-
	Soles Fernandes		Sd/-

Remark:

The Panchayat official visited on site. The complainant and Respondent are present on site. The inspecting team notice/observe that construction work was under process. The Alleged construction is of steel. Steel pole are erected on site. Being asked by Secretary to Respondent whether they possess valid permission from Competent Authority, the Respondent reply yes, and that he obtain permission from CRZ and Panchayat for wooden temporary huts. However it is noticed that alleged construction is made of steel. The detail dimensions are written on Panchanama sheet.

Note: For ready reference attached rough drawn sketch and photos for ready reference.

PANCHANAMA

Today at 1:15 p.m. on 03.06.2022 we the undersigned members of this Panchanama namely (1) Shri Clothildes Braganza, resident of Naika Vaddo; (2) Shri Soles Fernandes, resident of Agarvaddo were called by Shri Shawn B.J. Martins Sarpanch/Dy. Sarpanch to witness the illegal construction carried out by Shri .. Tiwai Vaddo in Ward No. 6 of Calangute village and we have witnessed the following:

The details of the illegal construction are as under:

1. Nature of the construction – Puccka

2. Whether New construction/Re-construction or Extension to Existing House - New

3. Area occupied by structure/Dimension (Length, Breadth and Height – approximate) - 21.80 mtrs, 7.40 mtrs, 4.30 mtrs and 25.70 mtrs. 7.40 mtrs, 4.30 mtrs

4. Location/Sy. No. / Ward - 158/1

5. Material used - Steel, . cement sheets

6. Nature of roof pattern - Not yet place
7. Approximate estimated cost of construction - 30 Lakhs

Being asked by the Secretary, Shri Lloyd Fernandes owner/occupier of the house stated that he/she does not possess any valid permission issued by the Panchayat to erect the said structure nor the formalities prescribed under the Building Regulation and CRZ in force have been complied with. Respondent possess construction license for temporary wooden huts.

This Panchanama is written today by Shri Arjun L. Velip, VP Secretary at the site in our presence today, at 1:15 p.m. hours. The contents of this Panchnama have been read over and explained to use in Konkani and correctness thereof we sign as witness.

Place: Tivai Waddo
Date: 03/06/2022 [Sd/-] Clothildes Braganca

[Sd/-] Soles Fernandes

INFORMATION ISSUED UNDER RTI ACT, 2005

1757C

SITE INSPECTION REPORT

As per the Notice No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/553 dated 10/06/2022 of the Member Secretary of GCZMA, I Shri. Sujeetkumar Dongre, Expert Member of GCZMA alongwith I Shri. Satishkumar G Naik, Field Surveyor o/o GCZMA visited the site situated in Calangute village of Tiswadi Taluka on 13/06/2022 at 11.45 a.m. in respect of Survey No. 158/1 of Calangute village of Bardez Taluka.

During the site inspection respondent Shri. Llyold Jude Fernandes, Shri. Premanand Diukar president of CCF alongwith members of CCF Shri. Kevin Silveira and Shri. Augustine D' Çosta for complainant remained present at site on the above scheduled date and time.

Observations:-

1. It is observed that there is a temporary steel fabricated structures with dimensions of 21 metres x 7 metres being erected on stilt which is buried about 30 cms below the ground.

2.The earlier cement concrete foundations have been completely removed and are no traces of the same at site.

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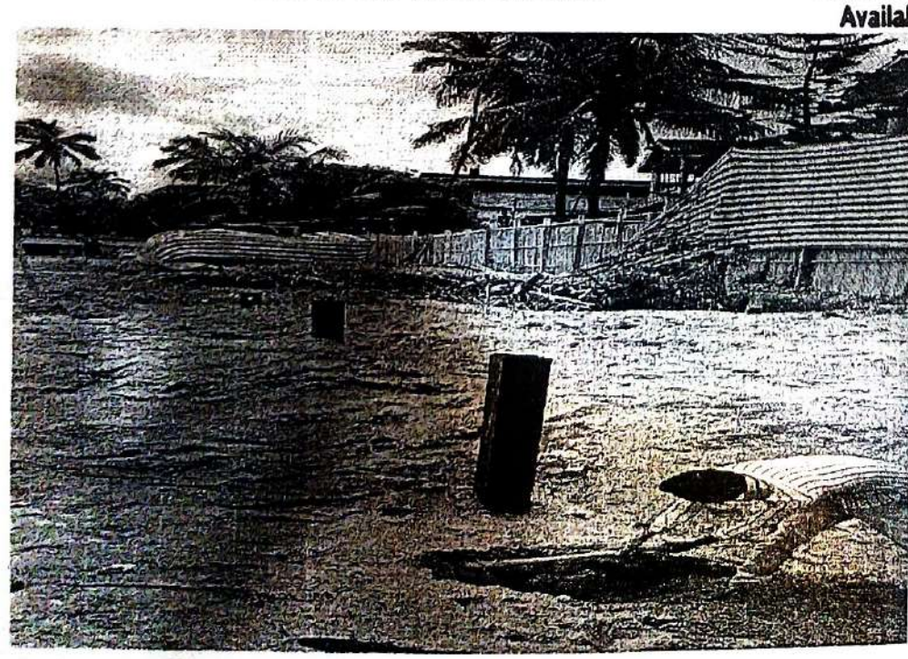

INFORMATION ISSUED UNDER RTI ACT, 2005

3. The site is fenced with metal corrugated sheets.

The authority may discuss and take a decision.

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Place: Calangute, Bardez.
Dated: 13/06/2022

Shri. Sujeetkumar Dongre
Expert Member GCZMA

Shri. Satishkumar Naik
Field Surveyor o/o GCZMA

ANNEXURE 18 COLLY

GOA COASTAL ZONE MANAGEMENT AUTHORITY
C/o Department of Science, Technology & Environment, (Govt. of Goa)
4th Floor, Dempo Towers, Patto, Panaji Goa.
Website: www.czma.goa.gov.in

Ref. No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/ 746 Date: 04/07/2022

ORDER

WHEREAS, the Office of the Goa Coastal Zone Management Authority (hereinafter referred as 'the GCZMA' in short) had received a complaint letter dated01/03/2021 from Calangute Constituency Forum through its PRO and Gen Secretary and was inwarded in the office of on the 01/03/2021, with respect to Illegal concrete construction by digging pits for foundation in the property bearing survey no 158/1 of Calangute Village Bardez Goa carried out by Mr. Lloyd St Jude Joachim Fernandes resident of Tivai Vaddo, Calangute Bardez Goa; within the NDZ.

AND WHEREAS, a Show Cause Notice cum Stop Work Order bearing reference no GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/3040 dated 22/03/2021 issued to Mr. Lloyd St Jude Joachim Fernandes resident of Tivai Vaddo, Calangute, Bardez Goa and this Authority has directed the Deputy Collector and SDM Mapusa, including the Police Inspector, Calangute Police Station to stop ongoing illegal construction work in the property bearing Survey No 158/1 of village Calangute at Tivai Vaddo, Calangute, Bardez Goa.

AND WHEREAS, vide Inspection Notice bearing Ref No. GCZMA/N/ Shack-Hutt-Cott-Tent/19-20/08/3051 dated 22/03/2021; the Expert Members were requested to conduct a site Inspection of the said property to ascertain the environmental damage caused to the property. The Expert members conducted the Site Inspection on 25/03/2021 and submitted their Report.

AND WHEREAS, the matter was placed in the 255th GCZMA meeting held on 25/03/2021, The Expert Members informed the Authority that approx 36 RCC footing with M.S Base Plate is being constructed in the property under question. The Authority was of the opinion that major environmental damage is being caused in the property under consideration and in order to avoid further Environmental damage, the property needs to be sealed. The Authority decided to direct the Deputy Collector and SDM of Bardez to immediately seal the property

bearing survey no 158/1 of Village Calangute, Bardez Goa within 48 hours and send the Compliance report to this Authority.

AND WHEREAS, the matter was placed in the 268th Meeting of the GCZMA held on 19/08/2021. The Authority considered the request of the Respondent and granted him 10 days to remove the RCC columns and restore the land to its original condition. The Authority also decided to de-seal the property for 10 days. The Authority also intimated the Respondent that failure to comply the direction to remove the RCC columns and restore the land would attract a penalty of Rupees Ten Lakhs and the Authority would sub-delegate the work of restoring the land at the cost and expenses of the Respondent.

AND WHEREAS, in terms of the decision taken in the 268th Meeting of the GCZMA held on 19/08/2021; an order dated 25/08/2021 was issued to comply with directions contained therein.

AND WHEREAS, the matter was discussed and deliberated in the 285th GCZMA Meeting held on 13/01/2022. In the said meeting it was decided as follows, *"The Authority noted that the Respondent has submitted a compliance report. The Authority through its Expert Members and the Complainant has verified the compliance. The Authority is satisfied that the Respondent has complied with the directions. The Authority decided to drop the Show Cause Notice cum Stop Work Order bearing reference no. GCZMA/N/Shack-Hutt-Cott-Tent/19-20/08/3040 Dated 22/03/2021 issued to Mr. Llyod St Jude Joachim Fernandes, resident of Tivai Vaddo Calangute Bardez Goa"*

AND WHEREAS, upon the decision taken by the Authority in its 285th GCZMA meeting held on 13/01/2022 the same was communicated to the parties vide order dated GCZMA/N/Shack-Hutt-Cott-Tent/19-20/08/1902 dated 28/01/2022.

AND WHEREAS, subsequently the Authority was in receipt of an application filed by the Complainant Calangute Constituency Forum for review / recall of the order dated 28/01/2022 passed by the Authority.

AND WHEREAS, subsequently the same Complainant approached the Hon'ble High Court in PIL Writ Petition No. 982 of 2022 (filing No) wherein the Hon'ble High Court vide order dated 27/04/2022 has recorded the statement of the Lawyer appearing for the GCZMA that, *"Mr. Salkar states that the Complaint dated 06/04/2022 will be inquired into and if on inspection it is found that there are indeed any unauthorised activities undertaken, then the action in terms of law will be taken."*

AND WHEREAS, the Authority issued a notice bearing no. GCZMA/N/Shack-Hutt-Cott-Tent/19-20/08/553 dated 10/06/2022 for Site inspection to be conducted on 13/06/2022. The Expert Member along with the Field Surveyor conducted the site Inspection.

AND WHEREAS, during the Site Inspection the inspecting team observed that,

(i) there is a temporary steel fabricated structure with a dimensions of 21 mts x 7 mts being erected on stilts which is buried about 50 cms below the ground.

(ii) the earlier cement concrete foundations have been completely removed and are no traces of the same at site.

(iii) the site is fenced with metal corrugated sheets.

AND WHEREAS, this matter was taken up in the 311th Meeting of the GCZMA held on 21/06/2022, the proceeding of the meeting was that, *"The site was inspected by the Expert Member. As per the report of the Expert Member it is observed as follows: 1) it is observed that there is a temporary steel fabricated structures with dimensions of 21 meters x 7 meters being erected on stilt which is buried about 50cms below the ground. 2) The earlier cement concrete foundations have been completely removed and are no traces of the same at site.3) The site is fenced with metal corrugated sheets*

AND WHEREAS, this matter was taken up in the 311th Meeting of the GCZMA held on 21/06/2022, the Authority decided that, *"The Authority after perusing the report of Expert Member decided to direct the Respondent to remove the metal corrugated sheets. The Authority further decided to grant NOC to the*

Respondent for Revised plans for beach shack and wooden cottages in terms of earlier NOC bearing No GCZMA/N/Hut-Cott-Tent/19-20/08/1988 dated 24/12/2019".

NOW THEREFORE, the GCZMA in exercise of the powers conferred under Section 5 of the Environment (Protection) Act, 1986 (Central Act 29 of 1986) read with sub-rule (3) (a) of Rule 4 of the Environment (Protection) Rules 1986, and read with power vested with the GCZMA vide Order S.O. 3975 (E) dated 31/10/2019 issued by the Ministry of Environment & Forests, Government of India, hereby directs **Mr. Lloyd St Jude Joachim Fernandes to demolish/** ***remove the metal corrugated sheets***, located in the property **bearing Sy. No. 158/1** of Calangute Village, Bardez, Goa and as decided in terms of decision taken the **311th GCZMA** meeting held on 21/06/2022. The proceedings are accordingly disposed off.

For and on behalf of the
Goa Coastal Zone Management Authority

06/07/2022

(Dasharath M. Redkar)
Member Secretary (GCZMA)

To,
1. **Mr. Lloyd St Jude Joachim Fernandes,** Tivai Vaddo, Calangute Bardez Goa.

Copy to.

1. **The Collector & District Magistrate (North), Office of the Collector (North) Panaji, Goa**.....for information.
2. **The Dy. Collector & SDM of Bardez, Goa**.... for information.
3. **Calangute Constituency Forum,** c/o Mrs. Clothildes Braganca, D Block, Maria Rosa Phase I, Naika Vaddo, Calangute Bardez Goa. .... for information.

GOA COASTAL ZONE MANAGEMENT AUTHORITY

C/o Department of Environment, (Govt. of Goa)
4th Floor, Dempo Tower, Patto Plaza,
Panaji-Goa. 403001.
email: goacoastalzone@gmail.com.

Ref. No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/755 Dated: 08/07/2022

To.
Mr. Lloyd St. Jude Joachim Fernandes
Tivaivaddo-Calangute.
Bardez-Goa.

Sub: **Revised Permission/Approval for erection of temporary wooden cottages and Shack in the property bearing Survey No. 158/1 of Calangute Village, Bardez Taluka in terms of CRZ Notification, 2011 as amended.**

Ref: **1. Your application no. nil dated 08/09/2021.**
2.CRZ Notifcation,2011 as amended from time to time.

With reference to your application on the above mentioned subject, it is hereby conveyed that the Goa Coastal Zone Management Authority (herein after referred to as "the GCZMA", in short) has examined your proposal in its 311th GCZMA Meeting held on 21/06/2022 in accordance with the provisions of the clause 8 (v) (3) (iii) of CRZ Notification 2011 (as amended from time to time) for CRZ of Goa issued by the Ministry of Environment, Forests & Climate Change, Government of India. Accordingly, after detailed deliberation and discussion, the authority decided to grant revised approval for erection of temporary wooden cottages and Shack made of wood and /or natural/biodegradable material only in the property bearing Sy.No.158/1 of Calangute Village, Bardez Taluka for a total built up area of 1516.00 sq.mtrs (as per enclosed plan). All the other conditions mentioned in our approval/ permission dated 24/12/2019 remains the same.

Yours faithfully,

08/07/2022

(Dasharath M. Redkar)
Member Secretary (GCZMA)

Encl: As above

Copy to:

1. P.A to Secretary (Environment) / Chairman (GCZMA), Secretariat, Porvorim.....for kind information.
2. The Chairman, District Level Committee, (North Goa) Collectorate building, Panaji-Goa .... for kind information.
3. The Director, Department of Tourism, Government of Goa, Patto Panaji Goa.... for information and necessary action.
4. The Member Secretary, Goa State Pollution Control Board, Saligao, Bardez Goa..... for information and necessary action.
5. The Commissioner of Commercial Taxes, Vikrikar Bldg. M.G. Road, Panaji-Goa.. for information and necessary action.
6. The Dy. Collector & SDO, (Bardez), Mapusa- Goa.... for information
7. The Secretary, Village Panchayat of Calangute, Bardez Taluka .... for information and necessary action.

[Typed copy of pg. **111**]

GOA COASTAL ZONE MANAGEMENT AUTHORITY

C/o Department of Environment, (Govt. of Goa)

4th Floor Dempo Tower, Patto Plaza

Panaji, Goa - 403001

Email: goacoastalzone@gmail.com

Ref. No. GCZMA/N/Shack-Not-Cott-Tent/19-20/08/755

Dated: 08/07/2022

To:

Mr. Lloyd St Jude Joachim Fernandes

Tivnivaddo Calangute

Bardez-Goa

Sub: Revised Permission / Approval for erection of temporary wooden cottages and Shack in the property bearing Survey No. 158/1 of Calangute Village, Bardez Taluka in terms of CRZ Notification, 2011 as amended

Ref:

1. Your application no. nil dated 08/09/2021

2. CRZ Notification 2011 as amended from time to time

With reference to your application on the above mentioned subject, it is hereby conveyed that the Goa Coastal Zone Management Authority (hereinafter referred to as 'The GCZMA, in short) has examined your proposal in its 311th GCZMA Meeting held on

21/06/2022 in accordance with the provisions of the clause 8 (v)(3) (iii) of CRZ Notification 2011 (as amended from time to time) for CRZ of Goa issued by the Ministry of Environment, Forests & Climate Change, Government of India. Accordingly, after detailed deliberation and discussion, the authority decided to grant revised approval for erection of temporary wooden cottages and Shack made of wood and/or natural/biodegradable material only in the property bearing Sy. NO. 158/1 of Calangute Village, Bardez Taluka for a total built up area of 1516.00 sq.mtrs (as per enclosed plan). All the other conditions mentioned in our approval/permission dated 24.12.2019 remains the same.

Yours faithfully

Sd/-

(Dasharath M. Redkar)

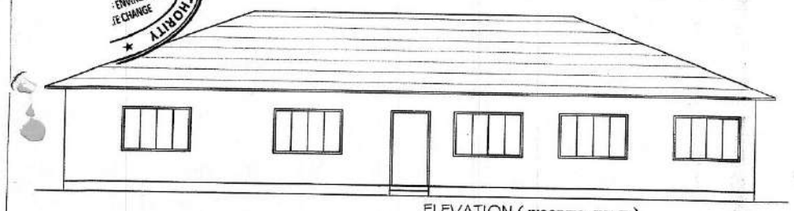
Member Secretary (GCZMA)

Encl: As above

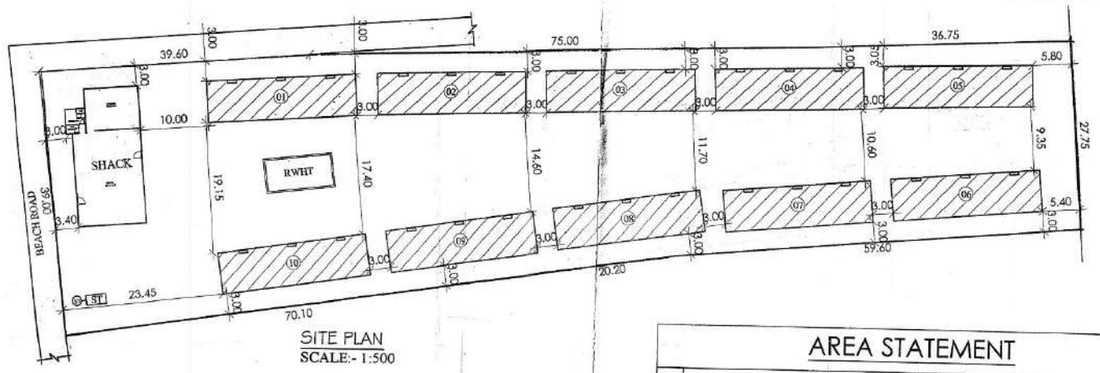
Copy to:

1. P.A. to Secretary (Environment) / Chairman (GCZMA), Secretariat, Porvorim for kind information.
2. The Chairman, District Level Committee, (North Goa) Collectorate building, Panaji-Goa for kind information.
3. The Director, Department of Toruism, Government of Goa, Patto Panaji Goa for information and necessary action.
4. The Member Secretary, Goa State Pollution Control Board, Saligao, Bardez Goa for information and necessary action
5. The Commissioner of Commercial Taxes, Vikrikar Bldg, M.G. Road, Panaji-Goa for information and necessary action
6. The Dy. Collector & SDO (Bardez), Mapusa Goa for information
7. The Secretary, Village Panchayat of Calangute, Bardez Taluka for information and necessary action

INFORMATION ISSUED UNDER RTI ACT, 2005



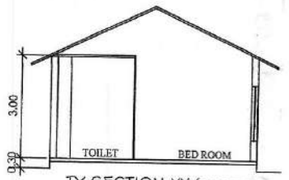
ELEVATION (WOODEN - SHACK)
SCALE:- 1:100



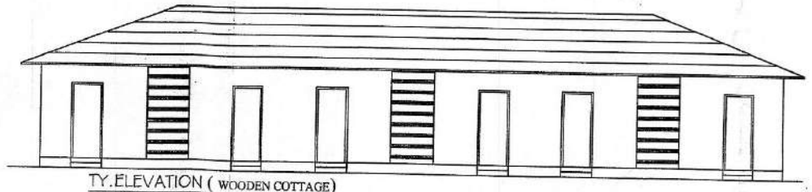
SITE PLAN
SCALE:- 1:500

FLOOR PLAN
(WOODEN - SHACK)
SCALE:- 1:100

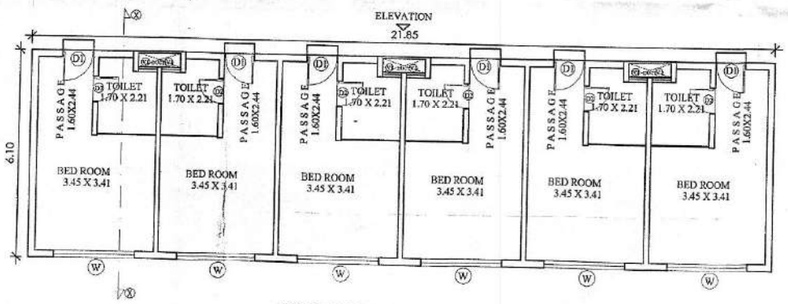
SECTION-YY (WOODEN - SHACK)
SCALE:- 1:100



TY.SECTION-XX (WOODEN COTTAGE)
SCALE:- 1:100



TY.ELEVATION (WOODEN COTTAGE)
SCALE:- 1:100



TY.FLOOR PLAN
(WOODEN HUTS - 01 TO 10 Nos)
SCALE:- 1:100

AREA STATEMENT

1)	AREA OF THE PLOT	4700.00 M2
2)	AREA UNDER ROAD WIDENING	NIL
3)	NET EFFECTIVE AREA	4700.00 M2
4)	PERMISSIBLE COVERAGE (33%)	1551.00 M2
5)	PROPOSED COVERAGE (32.25 %)	1516.00 M2
6)	PERMISSIBLE F.A.R (33 %)	1551.00 M2
7)	PROPOSED F.A.R (32.25 %)	1516.00 M2
8)	DETAILS OF AREAS AND USE FLOORWISE	

FLOOR REF	USE	TOTAL B.U.A (m2)	AREAS FREE FROM F.A.R VER/BALC. (m2)	TOTAL (m2)	NET FLOOR AREA (m2)
GROUND FLR.		131.60	—	—	131.60
COTTAGES X 10 NOS		1316.00	—	—	1316.00
SHACK GROUND FLR.		200.00	—	—	200.00
GRAND TOTAL		1516.00	—	—	1516.00

REFER THIS OFFICE LETTER
NO.GCZMA /N/SHACK -HUT-COTT-TENT/19-20/08/1988
DATED 24/12/2019

SCHEDULE OF OPENINGS	
D1	1.00 X 2.20
D2	0.80 X 2.20
W	2.35 X 1.60
W1	2.00 X 1.30
V1	0.60 X 0.80
SD	2.80 X 2.20

PROJECT TITLE:-
REVISED PLANS SHOWING BEACH SHACKS AND WOODEN COTTAGES FOR TOURIST SEASON ON PROPERTY BEARING SY. NO 158/SUB-DIV NO 1, AT CALANGUTE VILLAGE BARDEZ TALUKA, GOA FORFOR MR. LLOYD St. JUDE JOACHIM FERNANDES.

OWNER'S SIGNATURE:	CONSULTANT'S SIGNATURE:
	BARESH GAITONDE (B.E.(CIVIL) AMIE (I) CHARTERED ENGINEER)

[Typed copy at pg. 118]

Ph.: 2276016

OFFICE OF THE VILLAGE PANCHAYAT

CALANGUTE

Bardez - Goa 403516

V.P/Cal/F-33/22-23/ 1763

Dated : 25/07/22

LICENCE FOR TEMPORARY WOODEN COTTAGES

To,
Lloyd St. Jude Joaquim Fernandes
H No 160, Gaura Vaddo
Calangute,Bardez-Goa

Sir/Madam,
With reference to your application inwarded in this office bearing inward no.4751 dated 21/07/22, this is to inform you that this No Objection Certificate / Permission is granted to you to erect **temporary wooden huts (10 nos) and temporary shack** in the property bearing **Sy. no. 158/1 of village Calangute** on the following conditions:-

TERMS AND CONDITIONS

1. The wastewater, sewage water and other solid or liquid waste from the temporary wooden huts and shack shall be disposed-off in a scientific & proper manner, which shall not cause any health hazard to the establishments or the residences in the vicinity.
2. The aforesaid waste, including sewage from the toilets, shall be released/treated only in soak-pit, septic tank or STP (of the required size), as applicable to such premises by law. No such waste, effluents or filth shall be released in the open or in drains or outside the business premises.
3. The persons working in the temporary wooden huts and shack shall carry a sanitary card/identity card, police verification cards and Govt ID copies, address records of the staff should be maintained by the owner of the establishment.
4. The Licensee shall keep/maintain separate dustbins and segregate WASTE into **DRY** and **WET** Waste with a tight lid-cover WITHIN the business premises and **NOT OUTSIDE** the premises. **ONLY SEGREGATED WASTE** will be collected by the panchayat and **FINES** will be issued under Solid Waste Management Rules 2016 if waste is not segregated or kept outside and the Panchayat shall initiate action for summary revocation thereof, without any further recourse to the licensee. Incase waste is not collected please call **WASTE MANAGEMENT HELPLINE 7796297547**
5. The Licensee shall ensure that the operation of the wooden huts and shack do not cause any nuisance to the surrounding areas due to loud music, excessive noise, foul odour, gaseous emissions and particulate matter, discharge of effluents, filth etc.
6. The Licensee shall not encroach upon or block existing traditional access or easementary right of way.
7. The Licensee shall not sublet the temporary staff without prior permission/intimation of this Panchayat.
8. The Licensee shall not carry-out any illegal or immoral activities in the temporary wooden huts and shack, including sale of narcotic drugs or psychotropic substances or indulge in prostitution or any other nefarious activities or store any explosive substances in the premises (other than gas-cylinder etc.). Panchayat shall initiate action for summary revocation thereof, without any further recourse to the licensee if any illegal or immoral activities are found to be taking place in the premises.
9. The Licensee shall ensure that the business operations are carried-out strictly from within the confines of the premises. The Licensee shall not keep any table/ stand h in the open-space setback area, footpath, bye-lane, or road.
10. Adequate parking arrangements must be made for parking of their customer vehicles in the premises.
11. In case the Licensee remains in arrears in the payment of the Trade License Fees, Garbage Collection Charges, House Tax Dues or any other charges levied by the Panchayat to the temporary wooden huts and shack, then the Panchayat shall be entitled to summarily stop the operations of the temporary wooden huts and shack (including to seal such premises) till the arrears are paid, without any further recourse to the licensee or further legal proceedings.
12. This License is issued only from the point of view of the Goa Panchayat Raj Act, 1994, and does not absolve the licensee from obtaining other required licenses from other competent authorities for the running of the hotel/guesthouse. Without prejudice to the generality of the aforesaid provision, the Licensee shall register the hotel/guesthouse and/or obtain required license/NOC from the Labour Department, Directorate of Tourism, Directorate of Fire & Emergency Services, Food & Drugs Department, FSSAI, Excise Department, Public Health Department, Goa State Pollution Control Board, Police Department or other authority, as required by law.
13. If the Licensee fails to obtain the mandatory permissions/licenses from other authorities or violates or fails to comply with the terms and conditions of this license or if it is later revealed that this license has been obtain by fraud/misrepresentation of facts and documents, then the Panchayat shall initiate action for summary revocation thereof, without any further recourse to the licensee.
14. This License is valid till the end of the financial year during which it is issued i.e., 31st March. The License shall apply for renewal of this license well in advance prior to its expiry and in any case, by the 10th March of every year.
15. The temporary wooden huts and shack should be managed by the applicant or her family only and in no way any other person will manage the kiosk.
16. This temporary permission is issued vide Resolution no. IX J(33) dated 21/07/2022
17. The License fees for temporary wooden huts is Rs. 1,10,000/- is paid vide Receipt No. 073/13 dated 25/07/22 and The Garbage fees of Rs. 11,000/- paid vide Receipt No. 73/13 dated 25/7/22 and License fees for temporary shack is Rs. ——— is paid vide Receipt No. ——— dated ——— and The Garbage fees of Rs. ——— paid vide Receipt No. ——— dated ———
18. The Permission is valid from 26/07/22 upto 27/07/23

Information under R.T.I.
P.O. / Secretary
Panchayat
Bardez - Goa

Secretary/Sarpanch
V. P. Calangute

Typed copy of pg. **116**

OFFICE OF THE VILLAGE PANCHAYAT
CALANGUTE, Bardez Goa 403516

VP/Cal/F-33/22-23/1763 Dated: 25/07/22

LICENCE FOR TEMPORARY WOODEN COTTAGES

To,
Lloyd St. Jude Joaquim Fernandes

H No 160, Gaura Vaddo
Calangute Bardez Goa

Sir/Madam,

With reference to your application inwarded in this office bearing inward no. 4751 dated 21.7.22, this is to inform you that this No Objection Certificate / Permission is granted to you to erect temporary wooden huts (10 nos) and temporary shack in the property bearing Sy. No. 158/1 of village Calangute on the following conditions:-

TERMS AND CONDITIONS

1. The wastewater, sewage water and other solid or liquid waste from the temporary wooden huts and shack shall be disposed off in a scientific and proper manner, which shall not cause any health hazard to the establishments or the residences in the vicinity.

2. The aforesaid waste, including sewage from the toilets, shall be released/treated only in soak-pit, septic tank or STP (of the required size) as applicable to such premises by law. No such waste, effluents or filth shall be released in the open or in drains or outside the business premises.

3. The persons working in the temporary wooden huts and shack shall carry a sanitary card/identity card, police verification cards and Govt ID copies, address records of the staff should be maintained by the owner of the establishment.

4. The License shall keep/maintain separate dustbins and segregate WASTE into DRY and WET waste with a light lid-cover WITHIN the business premises and NOT OUTSIDE the premises. ONLY SEGREGATED WASTE will be collected by the panchayat and FINES will be issued under Solid Waste Management Rules 2016 if waste is not segregated or kept outside and the Panchayat shall initiate action for summary revocation thereof, without any further recourse to the licensee. In case waste is not collected please call WASTE MANAGEMENT HELPLINE 7796297547.

5. The Licensee shall ensure that the operation of the wooden huts and shack do not cause any nuisance to the surrounding areas due to loud music, excessive noise, foul odour, gaseous emissions and particulate matter, discharge of effluents, filth etc.

6. The Licensee shall not encroach upon or block existing traditional access or easementary right of way.

7. The Licensee shall not sublet the temporary staff without prior permission / intimation of this Panchayat.

8. The Licensee shall not carry-out any illegal or immoral activities in the temporary wooden huts and shack including sale of narcotic drugs or psychotropic substances or indulge in prostitution or any other nefarious activities or store any explosive substances in the premises (other than gas-cylinder etc). Panchayat shall initiate action for summary revocation thereof, without any further recourse to the licensee if any illegal or immoral activities are found to be taking place in the premises.

9. The Licensee shall ensure that the business operations are carried strictly from within the confines of the premises. The Licensee shall not keep any table / stand in the open-space setback area, footpath, bye-lane or road.

10. Adequate parking arrangements must be made for parking of their customer vehicles in the premises.

11. In case the Licensee remains in arrears in the payment of the Trade License Fees, Garbage Collection Charges, House Tax Dues or any other charges levied by the Panchayat to the

temporary wooden huts and shack, then the Panchayat shall be entitled to summarily stop the operations to the temporary wooden huts and shack (including to seal such premises) and the arrears are paid, without any further recourse to the licensee or further legal proceedings.

12. The License is issued only form the point of view of the Goa Panchayat Raj Act 1994 and does not absolve the licensee from obtaining other required licenses from other competent authorities for the running of the hotel/guest house and /or obtain required license/NOC from the Labour Department, Directorate of Tourism, Directorate of Fire & Emergency Services, Food & Drugs Department, FSSAI, Excise Department Public Health Department, Goa State Pollution Control Board Police Department or other authority as required by law.

13. If the Licensee fails to obtain the mandatory permissions/licenses from other authorities or violates or fails to comply with the terms and conditions of this license or if its later revealed that this license has been obtain by fraud /misrepresentation of facts and documents from the Panchayat shall initiate action for summary revocation thereof without any further recourse to the licensee.

14. This License is valid till the end of the financial year during which it is issued ie.31st March. The License shall apply for

renewal of the license in advance prior to the expiry and in any case by the 10th March of every year.

15. The temporary wooden huts and shack shall be managed by the applicant or her family only and in no way any other persons who manage the kiosk.

16. This temporary permission is issued vide Resolution No. IX J(33) dated 21.07.2022

17. The License fees for temporary wooden huts is Rs 1,10,000/- is paid via receipt No. 073/13 dated 25.07.22 and the Garbage fees of Rs 11,000/- paid via receipt no. 75/13 dated 25.07.22 and license fees for temporary shack is Rs – is paid vide Receipt No. – dated – and the garbage fees of Rs – paid vide Receipt No. – dated -.

18. This permission is valid from 26.07.2022 till 27.7.2023.

(Sd/-)
Secretary / Sarpanch
V.P. Calangute

123

ANNEXURE 20

O/C

GOA FOUNDATION

G-8, St Britto's Apartments, Feira Alta, Mapusa 403507 Goa, INDIA
Telephone: +91-9067176274
E-mail: goafoundation@gmail.com *Website:* www.goafoundation.org

Dated: 21.10.2022

To:
The Senior Town Planner,
Town & Country Planning Department
Mapusa, Bardez Goa

Sub: Technical Clearance for constructions (10 temporary huts and one shack) being erected on Sy. No. 158/1 located in NDZ of Calangute village.

Dear Sir,

It has come to our notice that there is large scale development taking place on the above premises which does not have development approval of either the Town Planning Department or the PDA.

During the visit of expert member of the GCZMA held on 10.6.2022, it has been found that there is a "temporary steel fabricated structure with dimension of 21 X 7 metres being erected on stilts which are buried 50 cms below the ground." A copy of the site inspection report is annexed to this letter.

I am also enclosing latest photographs of the site and construction undertaken.

From the pictures it is clear that the construction being carried out is of a permanent nature which is not permitted in the NDZ of the CRZ.

It also appears that the GCZMA had granted an NOC for erection of "10 temporary huts and one shack." However, construction at site is at variance with the NOC.

Panchanama carried out by the panchayat dated 3rd June 2022 indicates that the structure is *pucca*, material used is steel, cement and sheets and the approximate cost is Rs.30 lakhs. Copy of the panchanama is also enclosed.

Rcvd 21/10/2022

You are requested to order an immediate inspection and to investigate how such construction is permitted within the NDZ of village of Calangute, that too, without any approval from the authority. Please treat this matter seriously, as damage to the beach would be enormous, this being No-Development Zone falling within 200 metres of the HTL.

I look forward to your immediate action in the matter.

Yours sincerely,

Dr. Claude Alvares
Director

Encl:

1) Report of Expert Member/GCZMA
2) Panchanama of Panchayat of Calangute
3) Photos of the construction today

PLAN

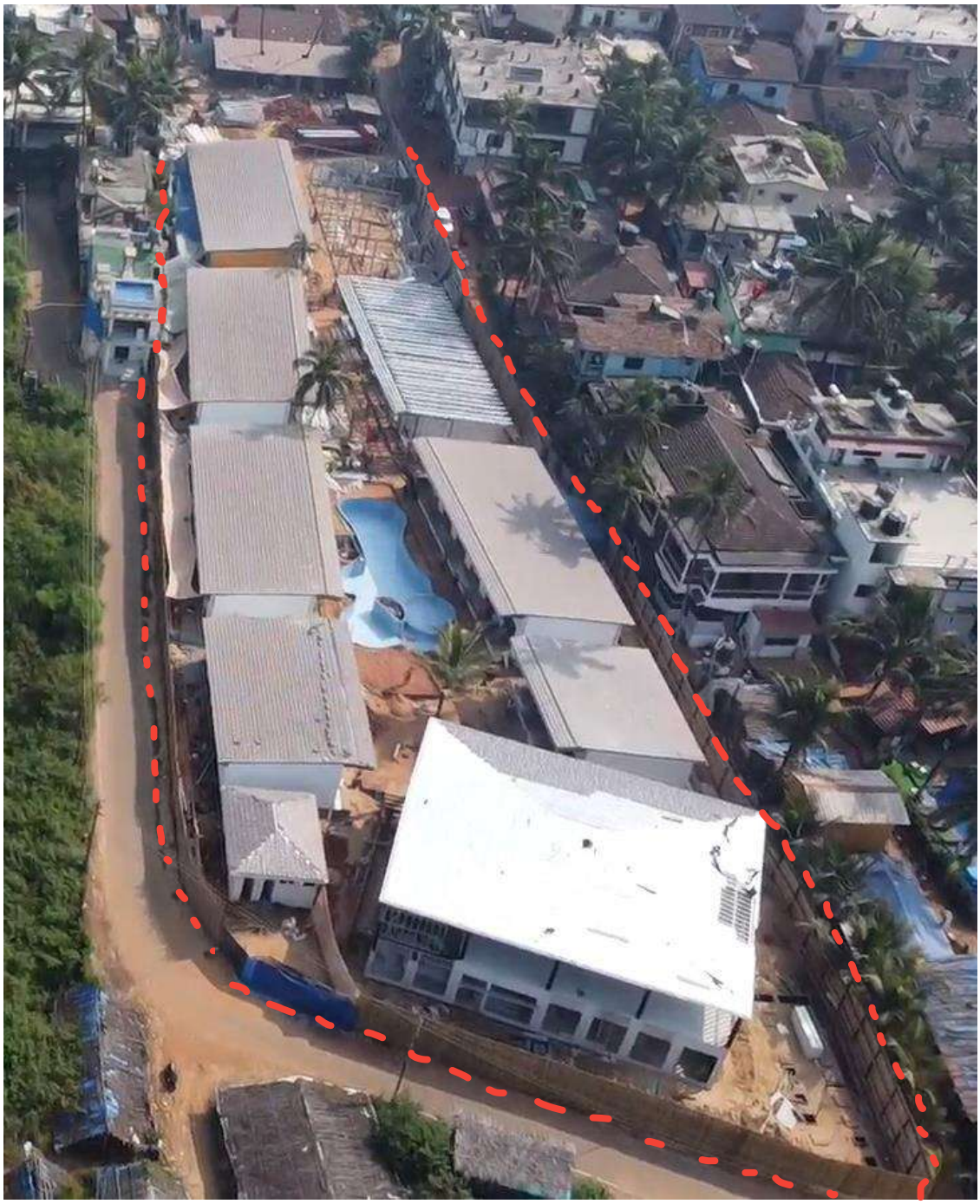
SHOWING PROPERTY SURVEYED UNDER SUB DIVISION 1 OF SURVEY NO. 158 SITUATED AT CALANGUTE VILLAGE OF BARDEZ TALUKA

N

SCALE 1:500

Map prepared by Petitioner showing villas, swimming pool and other permanent structures erected on Sy. No. 158/1, Calangute village, dt. 24.11.2022. Plot boundary seen outlined in light blue; illegal structures seen outlined in dark blue.

Photographs showing villas, swimming pool and other permanent structures erected on Sy. No. 158/1, Calangute village, dt. 24.11.2022. Plot boundary outlined in red.



A/D.

ANNEXURE 22

NORTH GOA PLANNING AND DEVELOPMENT AUTHORITY

Archdiocese Bldg., 1st floor, Mala Link Road,
PANAJI-GOA

Ref. No. NGPDA/iLL/ CAL/ 44/143/ 1819 /2022 Date: 28 OCT 2022

To,
Mr. Llyod St. Jude Joachim Fernandes,
Tivai vaddo,
Calangute, Bardez Goa

Sub: Complaint received regarding Illegal construction situated in Survey No. 158/ 1 of Calangute Village.

Sir/Madam

This is to inform you that the Authority is in receipt of a complaint bearing Inward No.2072 dtd. 21/10/2022 (Copy enclosed) regarding illegal construction situated at Survey No.158/1 of village, Calangute from Goa Foundation,

In this regards you are kindly requested to submit the plans/approved license of any construction carried out from any competent Authority, so the authority can act further, and also clarify the above complaint.

The above documents may be furnished within seven days from the receipt of this letter failing which further necessary action shall be initiated.

You are hereby requested to be present for joint site inspection on 9/11/2022 at 3.30 p.m

NORTH GOA PLANNING & DEVELOPMENT AUTHORITY PANAJI GOA

Yours faithfully,

28/10/22

(R.K.PANDITA)
MEMBER SECRETARY

Encl: - Copy of complaint letter dated 2072 received on 21/10/2022

Copy to: Dr Calude Alvares
Director Goa foundation
G-8 , St. Britto's Apartments, Feira Alta,
Mapusa 403507 Goa

You are also requested to be present for joint site inspection as above date and time with respect to your complaint dt. 21/10/2022

Scanned with OKEN Scanner

ANNEXURE 23

02.12.2022

O/C

GOA FOUNDATION

G-8, St Britto's Apartments, Feira Alta, Mapusa 403507 Goa, INDIA
Tel: +91-(0)832-2256479; 2263305 (also fax)
E-mail: goafoundation@gmail.com Website: www.goafoundation.org

Received by ... Date 12 DEC 2022
Inward No. 2749
North Goa Planning and Development Authority

To,
The Member Secretary,
North Goa Planning and Development Authority,
Archdiocese Bldg., 1st Floor,
Mala Link Road, Panaji, Goa – 403001.

SUBJ. – Inspection – Complaint regarding illegal construction in Survey No. 158/1 of Calangute village

Ref: 1. Your letter dt. 28.10.2022 bearing Ref. No. NGPDA/ ILL/ CAL/44/143/1819

2. My complaint dt. 21.10.2022 bearing Inward No. 2072

Sir,

By your letter dt. 28.10.2022, I was informed that the NGPDA had fixed a joint site inspection on 09th November 2022 of the site at Sy. No. 158/1, Calangute Village, in pursuance of my complaint dt. 21.10.2022.

On 8th November 2022, I received a message from an NGPDA officer intimating me that the inspection scheduled for 09.11.22 had been cancelled, as the private party/owner had submitted its reply, and that a copy of the said reply would be posted to me.

Following the receipt of this message, it has been more than 3 weeks and I am yet to receive the reply filed by the private party/owner in this matter.

As such, I hereby authorize **Mr. Om D'costa** to collect a hard copy of the reply from your office on my behalf.

Yours truly,

Dr. Claude Alvares,
Director, Goa Foundation.

ANNEXURE 24

OFFICE OF THE SENIOR TOWN PLANNER
Town & Country Planning Dept.,North Goa District Office,
302, Govt. Building Complex, Mapusa, Bardez - Goa.

Ref No.: 1/TCP/TECH- GEN/CAL/2023 137 **dt.** 8/02/2023

To,
Dr. Claude Alvares,
Director Goa Foundation,
G-8, St. Brittos Apartments,
Feira Alto, Mapusa Goa.

Sub: Issue of Certified copy.

Ref.:- 1) Your application 2749 dated 12/12/2022.
2) File received from North Goa Planning & Development Authority, Panaji Goa vide letter no. NGPD A/ARP/NAG/ PAR/CAL/MISC/2626/2022 dt. 29/12/2022 at sr. no. 76.
3) Letter dt. 08/02/2023 from Director of Goa Foundation

Sir,

This has reference to the above, please find enclosed herewith a certified copies of reply letter earing inward no.2211 dt. 04/11/2022 of the owner/ developers Mr. Llyod St. Jude H. Fernandes alongwith the following enclosures.

1. Letter from Village Panchayat of Calangute vide no. VP/CAL/F-68/21-22/4729 dt. 09/03/2022 (Annexure –A)
2. Order Goa Coastal Zone Management Authority vide no. GCZM A/N/Shack-Hut-Cott-Tent/19-20/08/1902 dt. 28/01/2022 (Annexure B)
3. Trade License Village Panchayat of Calangute vide no. VP/CAL/F-33/19-20/5243 /dt. 20/02/2022 (Annexure –C)
4. License for temporary wooden cottages Village Panchayat of Calangute vide no. VP/CAL/F-33/22-23/1763 dt. 25/07/2022 (Annexure –D)
5. Order Goa Coastal Zone Management Authority vide no. GCZM A/N/Shack-Hut-Cott-Tent/19-20/08/746 dt. 06/07/2022 (Annexure E)
6. Permission / approval for temporary wooden cottages & shack in the property bearing Sy. No. 158/1 of Calangute village from Goa Coastal Zone Management Authority vide no. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/1988 dt. 24/12/2019 (Annexure F) This is issued at the request of the complainant Dr. Claude Alvares letter dt. 02/12/2022 received by the Authority on 12/12/2022.

Yours faithfully,

8/2/23
(R. K. Pandita)
Senior Town Planner

Encl_ as per above (copy of reply letter dt. 04/11/2022 along with Annexure A to F)

ANNEXURE 25

Dated 04th Nov 2022

To

The Member Secretary

North Goa Planning and Development Authority

Panaji – Goa

Subject : Complaint Received regarding Illegal Construction Situated at Survey No. 158/1 of Calanguate Village Vide Ref. No. NGPDA/iLL/CAL/44/143/1819/2022 Dated 28th Oct 2022

Dear Sir,

This is to inform your good self that we have been issued permission by Goa Costal Zone Management Authority Vide Reference No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/1988 Dated 24th Dec 2019 (Encloser - 1) and as revised by technical approval vide Reference No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/755 Dated 06th Jul 2022 issued to us (Encloser - 2).

Further, we have taken approval from Village Panchayat vide Ref. No. V.P./Cal/F-33/19-20/5243 Dated 20th Feb 2020 (Encloser - 3) which was further renewed and revised vide Ref. No. V.P./Cal/F-33/22-23/1763 Dated 25th Jul 2022 (Encloser - 4).

On the basis of complained the Goa Coastal Zone Management Authority inspected the said site and gave us clean chit wide GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/1908 Dated 28th Jan 2022 (Encloser - 5)and Village Panchayat Clearance Letter No. V.P./Cal/F-68/21-22/4729 Dated 09th Mar 2022 (Encloser - 6).

Further, this to inform your good self that your authority does not have jurisdiction to inspect on temporary structure and as such the said notice may be withdrawn.

Thanks & Regards

Lloyd St. Jude Joaquim Fernandes

Office of the North Goa Planning & Dev. Authority
Inward No. 2211
Date: 4 NOV 2022

CERTIFIED TRUE COPY
As per the xerox copy, submitted by, Lloyd, St. Jude Joaquim Fernandes

OFFICE OF THE SENIOR TOWN PLANNER
Town & Country Planning Dept., North Goa District Office,
302, Govt. Building Complex, Mapusa, Bardez - Goa.

Ref No.: TCP/TECH/GEN/CAL/TCP-2023/145 **Dated: 09 /2/2023**

To,
Mr. Llyod St. Jude Joaquim Fernandes,
Tivai vaddo, Calangute, Bardez Goa.

Sub: compliant regarding illegal construction in property bearing **Sy.no.158/1** *of village* **Calangute** Bardez Goa.

*Ref: Your representation dt. 13/11/2022 addressed to NGPDA received in this office under inward no.***115** dated **29/12/2022.**

Sir/ Madam,

With reference to the above mentioned subject as per your request letter dt. 13/11/2022 the joint inspection has been fixed on 21/02/2023 at 3.00 p.m. accordingly it is requested to visit this office to proceed for site inspection to take further necessary action in the matter.

Yours faithfully,

09/02/2023
(Zaidev Aldonkar)
Dy. Town Planner

Copy to :-

Dr. Calude Alvares,
Director Goa Foundation,
G-8, St. Brittos Apartments, Feira Alto,
Mapusa Goa.

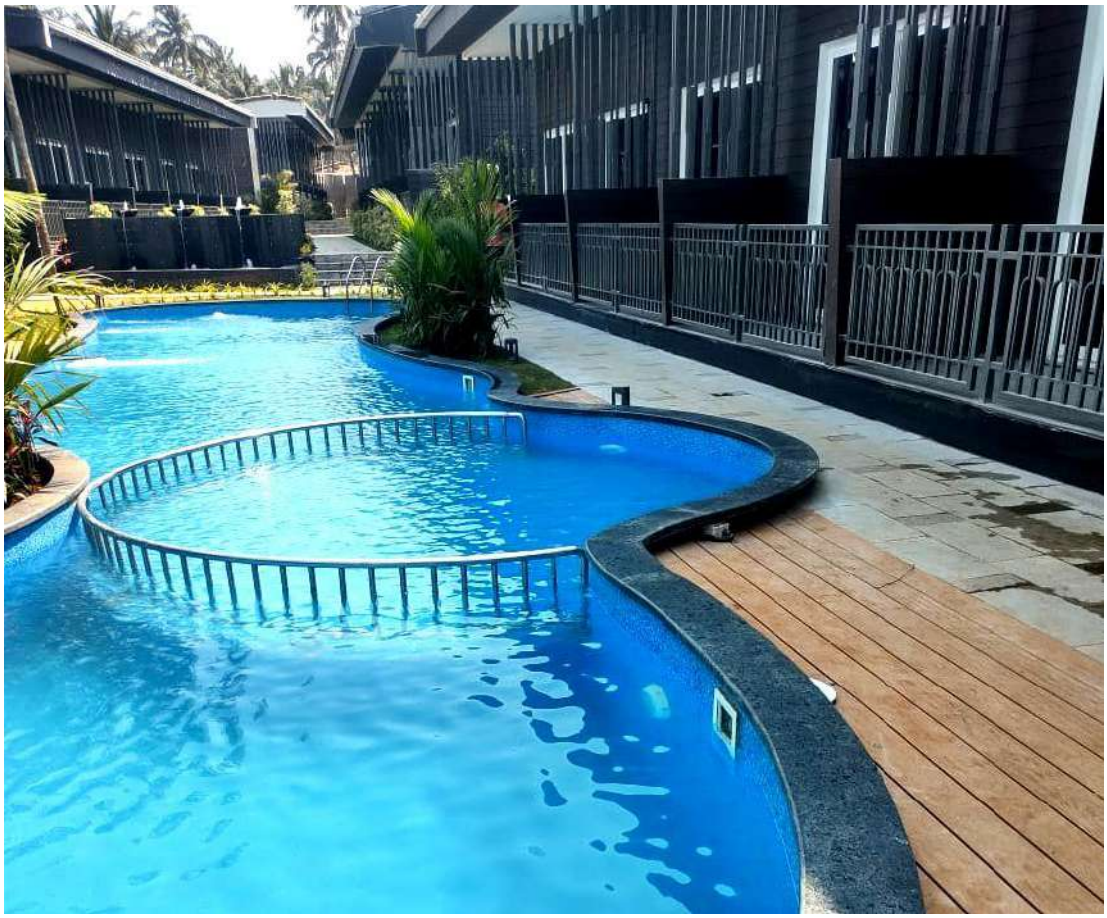
..... You are also requested to be present for joint Site inspection as above date and time with respect to your complaint dt. 21/10/2022

ANNEXURE 27 COLLY

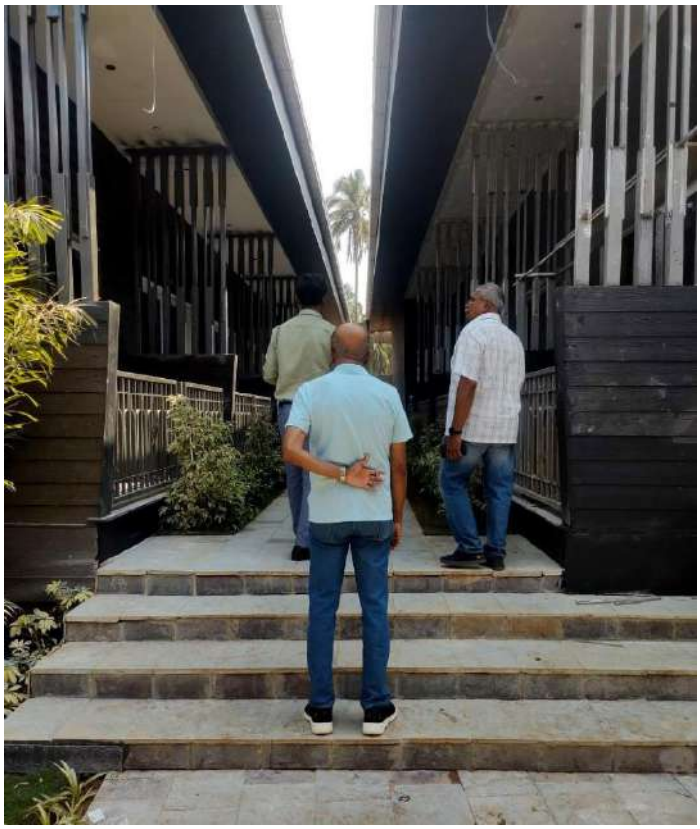
Photographs dt. 03.03.2023 of structures at Sy. No. 158/1, Calangute village, Bardez Taluka.

Large metal gate & overhead metal beams seen at property entrance.

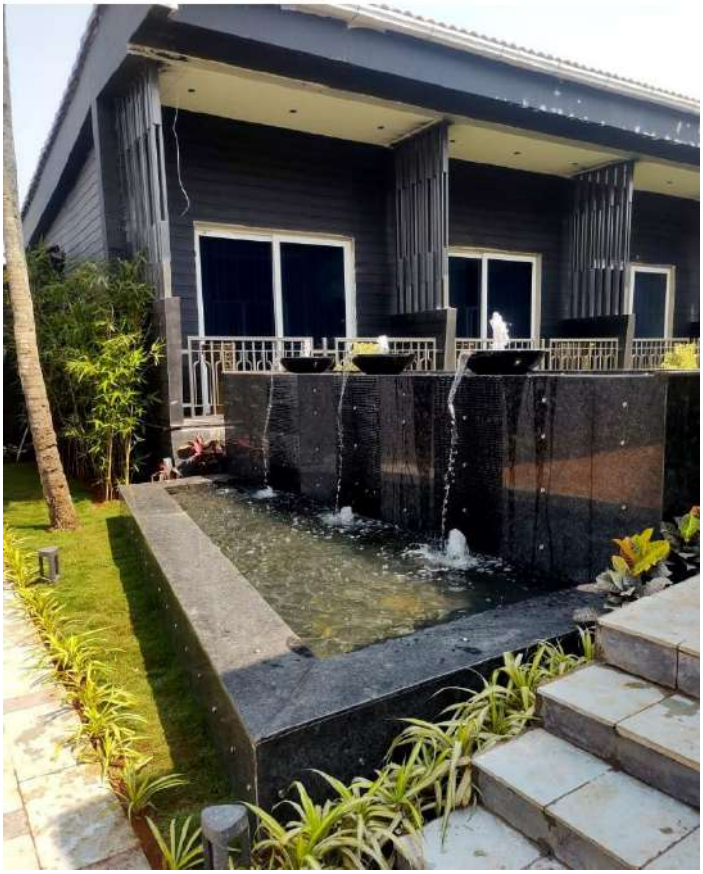
Swimming pool and huge villas seen.



Close up photographs of villas – some completed, some under construction. Marble and granite flooring, metal railings seen. GCZMA NOC permits only ground floor structures.



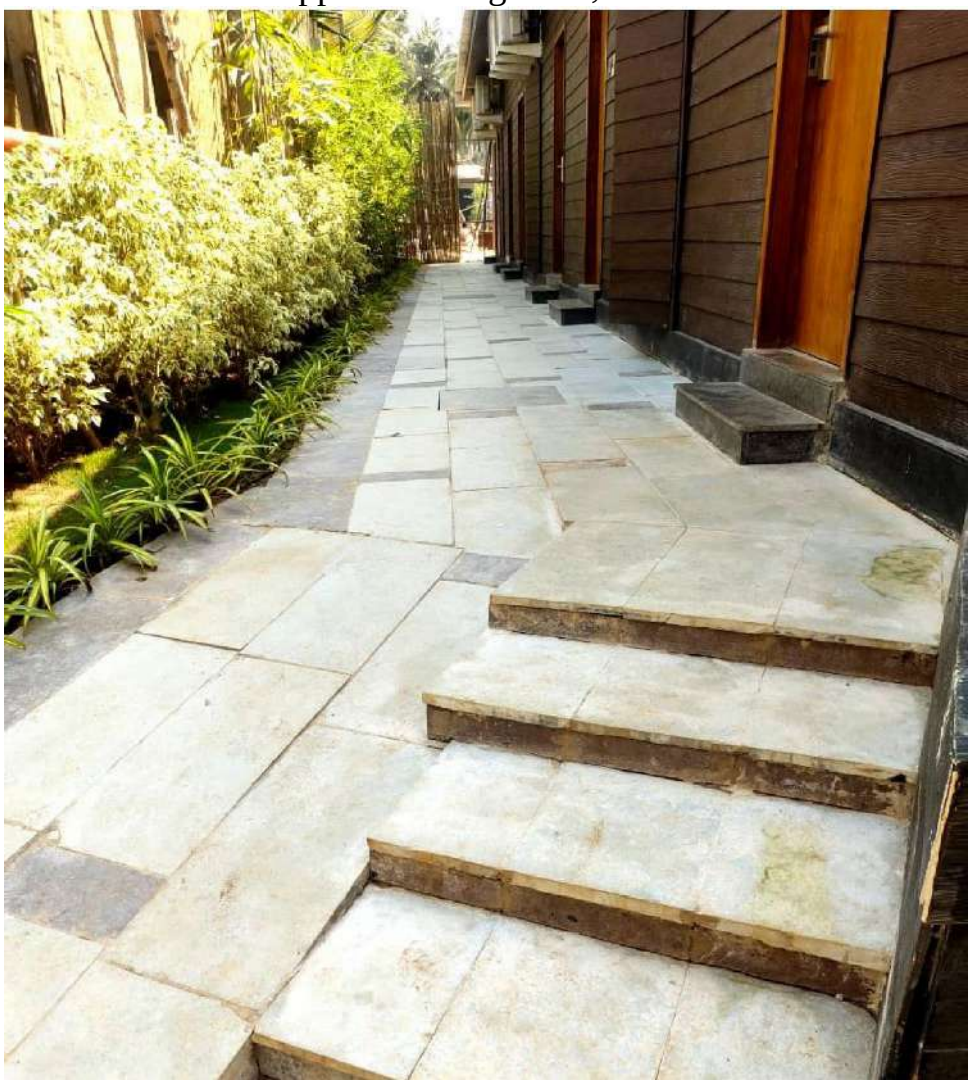
Permanent villa with roofing, metal beams seen. Granite/marble water fountain arrangement and concrete steps also present.



Foundation of villa structures seen to be made of cement.

Porch of the villas is of stone and marble, and has metal railings.
Outside, marble and tiled flooring of the walkway observed.

Tiled walkway around the villas. ACs seen attached to villas. Foundation here appears to be granite, marble and/or cement.



ANNEXURE 1 COLLY

C E R T I F I C A T E

****

In view of the Affidavit filed by the Secretary of the Society ' THE GOA FOUNDATION ' for the purpose of 3 (B) (4) of the Societies Registration (Goa Amendment) Act,1998, it is hereby certified that the registration of the said Society, registered under the Societies Registration Act, 1860 under No.23/Goa/86 is hereby renewed for a further period of five years w.e.f. 11-6-2000.

Dated:- 2nd August, 2000.

OFFICE OF INSPECTOR GENERAL SOCIETIES
PANAJI

(P. V. S. Sardessai)
Inspector General
By -Order

Registration renewed till 11-06-2015
Dated 21/01/2011
21/1/2011
Inspector General of Societies/
/District Registrar (North Goa)
By Order

Office of Inspector General of Societies

Registration renewed till 11-06-2020
Dated 24-09-2015
24/9/2015
Inspector General of Societies/
/District Registrar (North Goa)
By Order

Office of Inspector General of Societies

Registration renewed till 11-06-2025
Dated 11-09-2020
11/09/2020
Inspector General of Societies/
/District Registrar (North Goa)
By Order

Office of Inspector General of Societies

GOA
FOUNDATION

G-8, St Britto's Apartments, Feira Alta, Mapusa 403507 Goa, INDIA
Tel: +91-(0)832-2256479; 2263305 *(also fax)*
E-mail: goafoundation@gmail.com *Website:* www.goafoundation.org

Certified Copy of Resolution of the Goa Foundation

Certified that the resolution copied below was unanimously passed and adopted at the AGM of the Society held on 13.8.2021:

"This AGM hereby authorises either the President or the Secretary to approach appropriate fora including the NGT, High Court and Supreme Court in respect of the public interest matters approved for filing after discussion at the AGM held on 13th August 2021."

(Dr Claude Alvares)

Secretary

ANNEXURE 2

IN THE HON'BLE HIGH COURT OF JUDICATURE OF BOMBAY, AT PORVORIM, GOA

P.I.L. Writ Petition No. /2023

The Goa Foundation ……**Petitioner**

v/s

The Town and Country Planning Department & Ors. …..**Respondents**

UNDERTAKING

I, Claude Alvares, Secretary of the Petitioner Organisation, undertake that I will disclose the source of information leading to the filing of the Public Interest Litigation if and when called upon by the Court to do so.

Place: Mapusa, Goa

Date: 04.03.2023 Petitioner

ANNEXURE 3 COLLY

INFORMATION ISSUED UNDER RTI ACT, 2005

Projects/Constructions/Repairs in CRZ

841c

From: (Name and full postal address of the owner)

Lloyd St. Jude Joachim Fernandes
Tivaivaddo, Calangute
Bardez - Goa

Date 24-10-2019

M 9552047357

To.
The Member Secretary,
Goa Coastal Zone Management Authority,
Dempo Tower, 3rd Floor,
Patto, Panaji-Goa.

Subject: Erection of temporary shack and wooden cottages.

Sir.

I intend to carry out the under-mentioned development in the plot of land under Survey no. 158/1 (Chalta No._____ P.T. Sheet No._____) of Calangute Village/Town, Bardez Taluka, in accordance with the Coastal Regulation Zone (CRZ) Notification dated 19th February 1991 and 6th January 2011 as amended subsequently.

(Please give particulars of the proposed development)

I am enclosing herewith the following documents.

1. Ownership Papers.
2. Form I & XIV.
3. Certified copy of Survey Plan issued by Directorate of Settlements & Land Records. (Showing 200 meter & 500 meter line (compulsory)
4. Site Plan showing the existing and proposed developments (duly coloured as per colour code) countersigned by the Owner and Architect/Engineer/Town Planner registered with their respective associations.
5. One copy of the detailed plans of the proposed developments countersigned by the Owner and Architect/Engineer/Town Planner registered with their respective associations.
6. Contour Plan of the plot with 50 cm. Counter interval (Not applicable in case of re-construction and repair)
7. CRZ Clearances questionnaire duly completed (Form "A")
8. Environmental Impact Assessment (EIA) Report (Not applicable for compound walls, re-construction, repair and single dwelling units).
9. Existing and proposed vegetation plan (Not applicable for compound walls, re-construction and repair).
10. Photographs of the property from all sides showing the existing landscape, structure etc.
11. This NOC will be issued subsequent to the payment of fees by the applicant of Rs. 20,000/- vide D.D. No. 200331 dated 23/10/2019 In favour of **Goa Coastal Zone Management Authority**, payable at Panjim.

Certified Copy of the Document Available in Office Records

I request that the clearance for the proposed development in the CRZ may be accorded.

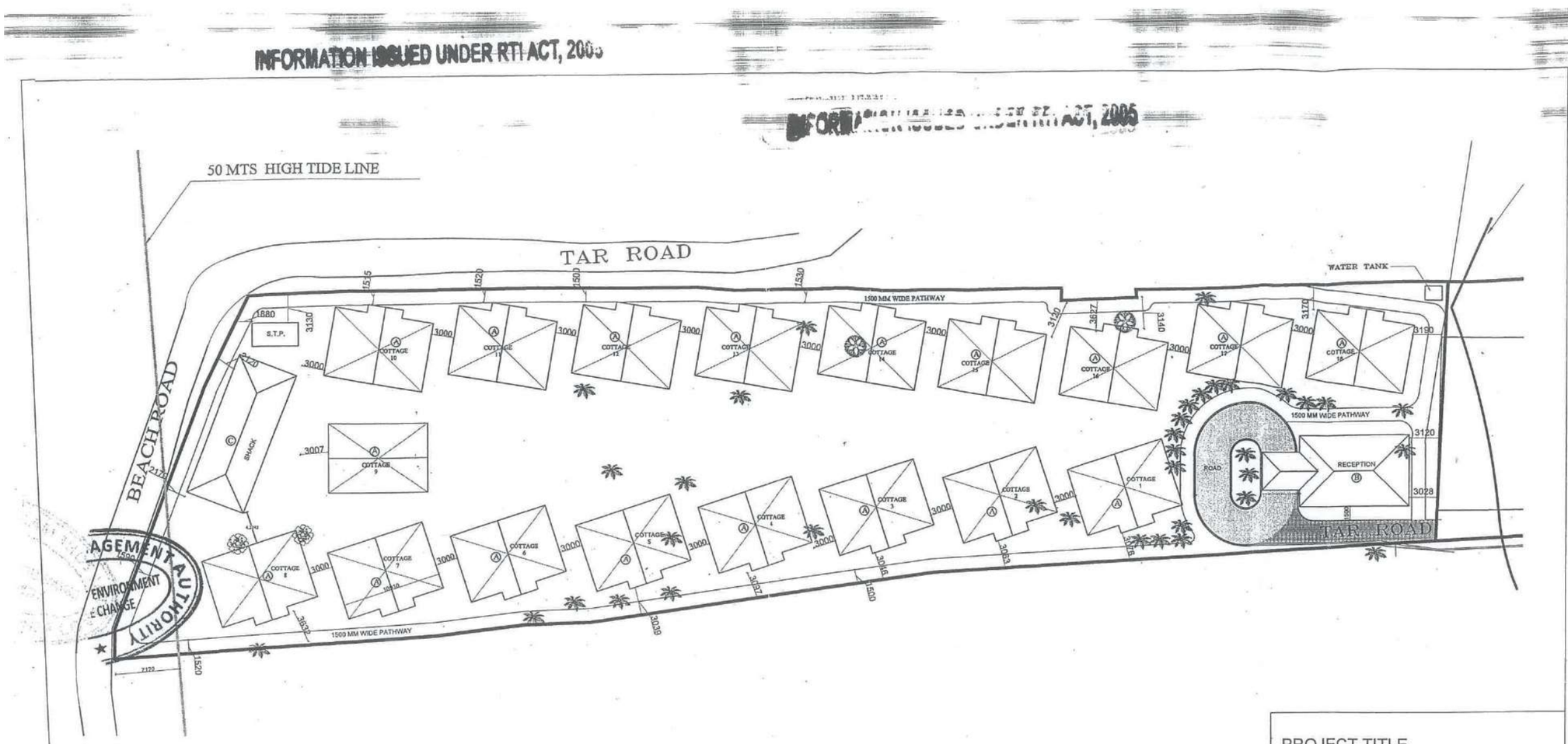
Date: 24/10/2019

Signature of the Owner

Received DD of 20,000 200331 dt 23/10/19

Plan annexed and submitted along with application dt. 24.10.2019

INFORMATION ISSUED UNDER RTI ACT, 2005



AREA STATEMENT		
Unit area		Total area
A	56mts x 18 units	1008 sqm
B	111.98	111.98 sqm
C	152.7	152.7 sqm
Covered area		1290.2 sqm
Site area		4700 mts

Note: sqm denotes Square Metre

PROJECT TITLE

CONSTRUCTION OF PROPOSED SITE PLAN FOR RESORT SITUATED AT 158 CALANGUTE, GOA

ARCHITECT'S NAME:
Mahesh Naik
ARCHITECT
Building-4, GF-1, TechnoCidade, Chogm road,Porvorim, Goa.
architectmahesh@123@rediffmail.com

SIGN

OWNER'S NAME :

LIOYD ST. JUDE JOACHIM FERNANDES
S/o ALBERTO FERNANDES

SCALE	1 : 300
DRG. TITLE	SUB. DRG.
SHEET NO.	97/1/1

ARCHITECT

INFORMATION ISSUED UNDER RTI ACT, 2005

at 1C

GOA COASTAL ZONE MANAGEMENT AUTHORITY

C/o Department of Science, Technology & Environment, (Govt. of Goa)
1st Floor, Pandit Deendayal Upadhyay Bhavan, Pundalik Nagar, Porvorim-Goa.
Email: dir-ste.goa@ nic.in, goacoastal zone @ gmail.com.

Ref. No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/1988 Dated: 24 /12/2019

To,
Mr. Lloyd St. Jude Joachim Fernandes
Tivaivaddo-Calangute,
Bardez-Goa.

Sub: **Permission/Approval for erection of temporary wooden cottages and Shack in the property bearing Survey No. 158/1 of Calangute Village, Bardez Taluka in terms of CRZ Notification, 2011 as amended.**

Ref: **1. Your application no. nil dated 24/10/2019.**
2.CRZ Notifcation,2011 as amended from time to time.

With reference to your application on the above mentioned subject, it is hereby conveyed that the Goa Coastal Zone Management Authority (herein after referred to as 'the GCZMA', in short) has examined your proposal in its 218th GCZMA Meeting held on 18/12/2019 in accordance with the provisions of the clause 8 (v) (3) (iii) of CRZ Notification 2011 (as amended from time to time) for CRZ of Goa issued by the Ministry of Environment, Forests & Climate Change, Government of India. Accordingly, after detailed deliberation and discussion, the authority decided to grant approval for erection of temporary wooden cottages and Shack made of wood and /or natural/biodegradable material only in the property bearing Sy. No. 158/1 of Calangute Village, Bardez Taluka, Goa for a total built up area of 1000.00 sq.mtrs subject to the conditions as specified in the Beach Carrying Capacity Report and further compliance of following conditions:-

1. The provisions of the CRZ Notification 2011, (as amended), should be strictly adhered to by you. No activity in contravention to the provisions of the CRZ Notifications shall be carried out.
2. The applicant shall take all requisite environmental safeguard to ensure that there would not be any environmental degradation in this area.
3. The traditional access, right of way, easement shall not be blocked by the applicant.
4. The proposed temporary seasonal structure should be made of wooden material and as per the recommendation of Beach Carrying Capacity report. No cement / concrete should be used for flooring. No structure of permanent nature shall be erected/constructed.
5. In the event of any change in the project profile, a fresh reference shall be made to the GCZMA.
6. The GCZMA may stipulate any additional conditions subsequently if deemed necessary, for environmental protection which shall be complied with.
7. The office of the GCZMA reserves the right to revoke this recommendation / clearance without prior intimation of non compliance of any one or more of the aforesaid conditions.

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8. You are required to obtain all the requisite permissions / licences / NOC etc from the competent Authorities before actual operation of the said temporary structure/ enabling activities. This NOC is issued without prejudice to any other permission as required under the law including that of ownership of the property, property dispute, ent rights, court case etc. As such, prior to the erection and operation of the aforementioned 'temporary seasonal structures, it will be incumbent upon the applicant to obtain all the requisite permission / NOC / licences etc from the Authorities / Departments for any other authority as required under the law including from the local authority, Goa State Pollution Control Board, Revenue Authority, Department of Tourism, etc.
9. Regular site inspections shall be carried by the team comprises of the Expert Members of the GCZMA and or other Authorities / Departments to ensure compliance of aforestated condition. In case of any non compliance of the terms and conditions stipulated above, the action as deemed fit including that of demolition of structure, disconnection of Power / Water supply will be taken.
10. The said structures should be one meter above the ground on stilts of wooden poles wherever possible. However the ground clearance should not be more than 1.5 m.
11. The applicant will not transfer by any mode his premises to any other person.
12. This permission stands automatically revoked in case of any illegal/unlawful/immoral acts done by the applicant/proponent and or agent, lawful power of attorney holder , authorized person, any person acting for on behalf of the applicant/proponent in the said structures.
13. Further this approval also shall stand automatically revoked in case of any standing order of court of law/tribunal, arbitrator, quasi-Judicial authority etc. in force and suppressed by the appl nt/proponent or otherwise.
14. All tempo structures shall maintain a standard buffer of a minimum of 3 m from adjacent hut s/cottages.
15. Appropriate use of renewable energy such as solar and wind energy to be used wherever possible.
16. Potable water requirement for domestic and tourist population has to be made available. The quality of water to be supplied should meet the national standard. Measures like rain water harvesting should also be encouraged to have access to clean and potable water.

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INFORMATION ISSUED UNDER RTI ACT, 2005

17. Separate bins for different types of solid wastes (source segregation of solid wastes biodegradable and non bio-degradable) shall be provided by the operator. It will be the responsibility of the plot owner to dispose the waste generated from their plots to the respective bins. The Municipality/Village Panchayat or the contractor appointed by the Department of Tourism, as the case may be, shall collect waste from time to time and hand over the non- biodegradable waste to the Goa Waste Management Corporation. Solid waste to be transported to the solid Waste Management Facility at Calangute by the Village Panchayats in North Goa whereas in South Goa it will be responsibility of the owner/authorized representative to dispose the same by composting/biogas plant or to transport to the piggeries for the biodegradable waste.

18. In case the property on which these structures are permitted to be erected has several title holders any dispute/objection to this permission by any such title holder/holders, this permission shall stand revoked. This permission would be withdrawn in case an objection from owners regarding lease is filed before GCZMA. No hearing in the matter shall be allowed.

19. The validity of this permission is for 5 years from the date of issue or period of lease whichever is earlier. This permission should abide by the Notification dated 3rd May 2017 S.O. 1396(E) issued by Ministry of Environment, Forests and Climate Change.

20. The applicant has to pay annual fee of Rs. 10000/- for shack and Rs. 10000/- for huts to GCZMA at the beginning of the tourist season month of October every year during the validity of this NOC. The fee may be revised by GCZMA.

21. All the structures shall be of ground floor in nature.

22. For private plots abutting the beach, a minimum set back of 3 mts from the survey boundary shall be kept by the applicant.

23. You should not barricade the proposed site.

24. In case of lease, the permission is conditional on the period of lease only and on the consent of the land owner.

25. All the other conditions as mentioned in Beach Carrying Capacity report w.r.t. FAR, construction material, spacing between huts, consent to establish from SPCB etc. shall have to be followed by the applicant.

26. This permission is liable to be revoked, if it is found, at any stage, that the application contained false information / wrong plans / calculations / documents / misleading or false information, etc. or documents not submitted as called for in this application.

27. The applicant shall submit a revised plan for an area not exceeding 1000.00 Sq.mtrs. within three weeks from date of receipt of this permission to the

Certified Copy of The Document Available in Office Records

INFORMATION ISSUED UNDER RTI ACT, 2005

28. Any appeal against this provisional permission shall lie with the Hon'ble National Green Tribunal, if preferred within 30 days as prescribed under section 16 of the National Green Tribunal Act, 2010.

Yours faithfully,

24.5.19

(Johnson Body Fernandes)
Member Secretary (GCZMA)

Encl: As above

Copy to:

1. **Addl. Secretary (Environment) / Chairman (GCZMA),** Secretariat, Porvorim.....for kind information.
2. **The Chairman, District Level Committee, (North Goa) Collectorate building, Panaji-Goa** ....for kind information.
3. **The Director, Department of Tourism, Government of Goa,** Patto Panaji Goa.... for information and necessary action.
4. **The Member Secretary, Goa State Pollution Control Board,** 1st floor, Dempo Tower, Patto Panaji Goa..... for information and necessary action.
5. **The Commissioner of Commercial Taxes, Vikrikar Bldg. M.G. Road, Panaji-Goa....** for information and necessary action.
6. **The Dy. Collector & SDO, (Bardez),** Mapusa- Goa.... for information.
7. **The Secretary,** Village Panchayat of Calangute, Bardez Taluka .... for information necessary action.

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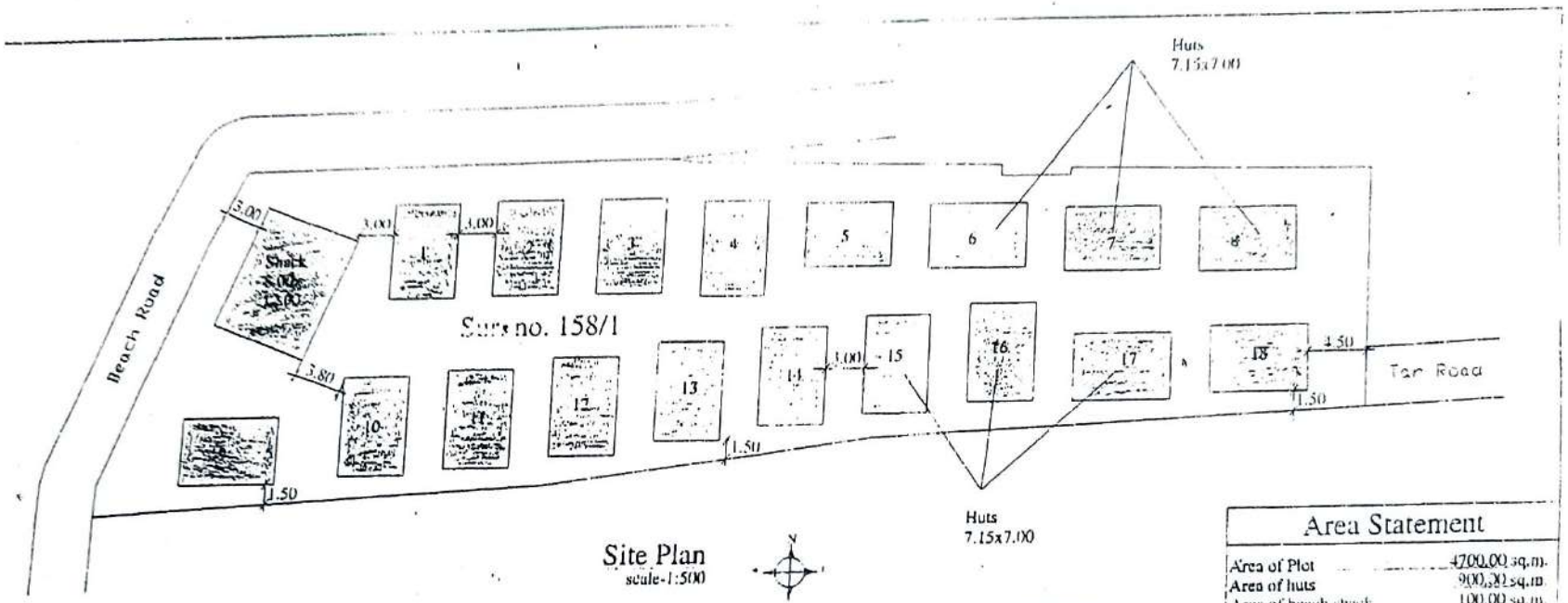
Available in Office Records



Area Statement	
Area of Plot	4700.00 sq.m.
Area of huts	900.00 sq.m.
Area of beach shack	100.00 sq.m.
Total area of beach shack, huts	1000.00 sq.m.
F.A.R consumed	21.27

GOA COASTAL ZONE MANAGEMENT AUTHORITY
DEPARTMENT OF SCIENCE TECHNOLOGY & ENVIRONMENT
PANAJI - GOA

GRAM PANCHAYAT OFFICE CALANGUTE

Refer this office letter No. GCMA/N/shack-Hut-Cott-Tent/19-20/08/1988 dated 24/12/2019

	Owner	Engineer.
Plan Showing Beach Shack And Huts For Tourist Season At Calangute		S.K. Shahapurkar Civil Engineer PWD Reg - 350/96 ER/0061/2016 Siolim Goa
Bardez Goa In Sur. no. 158/1		

Information under R.T.I.

P.I.O. / Secretary
Village Panchayat Calangute,
Bardez - Goa

ANNEXURE 4 COLLY

GOA COASTAL ZONE MANAGEMENT AUTHORITY

C/o Department of Science, Technology & Environment, (Govt. of Goa)
1st Floor, Pandit Deendayal Upadhyay Bhavan, Pundalik Nagar,Porvorim-Goa.
Email: dir-ste.goa@ nic.in, goacoastal zone @ gmail.com.

Ref. No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/ 26/2349 Dated 04/02/2020
05

To,
Mr. Lloyd St.Jude Joachim Fernandes,
Calangute , Bardez-Goa

INFORMATION ISSUED UNDER RTI ACT, 2005

Sub: **Permission/Approval for erection of temporary huts in the property bearing Survey No. 158/1 of Calangute Village, Bardez Taluka in terms of CRZ Notification, 2011 as amended. (Area within 200 m to 500 m from HTL)**

Ref: **1. Your application no. nil dated 16/01/2020.**
2. CRZ Notification, 2011 as amended from time to time.

With reference to your application on the above mentioned subject, it is hereby conveyed that the Goa Coastal Zone Management Authority (herein after referred to as 'the GCZMA', in short) has examined your proposal in its 219th GCZMA Meeting held on 28th January & 29th January 2020 respectively in accordance with the provisions of the clause 8 (v) (3) (iii) of CRZ Notification 2011 (as amended from time to time) for CRZ of Goa issued by the Ministry of Environment, Forests & Climate Change, Government of India. Accordingly, after detailed deliberation and discussion, the authority decided to grant approval for erection of temporary huts for a built up area of 240.00 sq.mts as per enclosed plan (Area within 200 m to 500 m from HTL) made of wood and /or natural/biodegradable material only in the property bearing Sy. No. 158/1 of Calangute Village, Bardez Taluka, subject to the compliance of following conditions:-

1. The provisions of the CRZ Notification 2011, (as amended), should be strictly adhered to by you. No activity in contravention to the provisions of the CRZ Notifications shall be carried out.
2. The applicant shall take all requisite environmental safeguard to ensure that there would not be any environmental degradation in this area.
3. The traditional access, right of way, easement shall not be blocked by the applicant.
4. The proposed temporary seasonal structure should be made of wooden material. No cement / concrete should be used for flooring. No structure of permanent nature shall be erected/constructed.
5. In the event of any change in the project profile, a fresh reference shall be made to the GCZMA.
6. The GCZMA may stipulate any additional conditions subsequently if deemed necessary, for environmental protection which shall be complied with.
7. The office of the GCZMA reserves the right to revoke this recommendation / clearance without prior intimation of non compliance of any one or more of the aforestated conditions.

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Available in Office Records

INFORMATION ISSUED UNDER RTI ACT, 2005

8. You are required to obtain all the requisite permissions / licences / NOC etc from the competent Authorities before actual operation of the said temporary structure/ enabling activities. This NOC is issued without prejudice to any other permission as required under the law including that of ownership of the property, property dispute, easement rights, court case etc. As such, prior to the erection and operation of the aforementioned 'temporary seasonal structures, it will be incumbent upon the applicant to obtain all the requisite permission / NOC / licences etc from the Authorities / Departments for any other authority as required under the law including from the local authority, Goa State Pollution Control Board, Revenue Authority, Department of Tourism, etc.
9. Regular site inspections shall be carried by the team comprises of the Expert Members of the GCZMA and or other Authorities / Departments to ensure compliance of aforestated condition. In case of any non compliance of the terms and conditions stipulated above, the action as deemed fit including that of demolition of structure, disconnection of Power / Water supply will be taken.
10. The said structures should be one meter above the ground on stilts of wooden poles wherever possible. However the ground clearance should not be more than 1.5 m.
11. The applicant will not transfer by any mode his premises to any other person.
12. This permission stands automatically revoked in case of any illegal/unlawful/immoral acts done by the applicant/proponent and or agent, lawful power of attorney holder, authorized person, any person acting for on behalf of the applicant/proponent in the said structures.
13. Further this approval also shall stand automatically revoked in case of any standing order of court of law/tribunal, arbitrator, quasi-Judicial authority etc in force and suppressed by the applicant/proponent or otherwise.
14. All temporary structures shall maintain a standard buffer of a minimum of 3 m from adjacent huts/tents/cottages.
15. Appropriate use of renewable energy such as solar and wind energy to be used wherever possible.
16. Potable water requirement for domestic and tourist population has to be made available. The quality of water to be supplied should meet the national standard. Measures like rain water harvesting should also be encouraged to have access to clean and potable water.

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17. Separate bins for different types of solid wastes (source segregation of solid wastes biodegradable and non bio-degradable) shall be provided by the operator. It will be the responsibility of the plot owner to dispose the waste generated from their plots to the respective bins. The Municipality/Village Panchayat or the contractor appointed by the Department of Tourism, as the case may be, shall collect waste from time to time and hand over the non- biodegradable waste to the Goa Waste Management Corporation. Solid waste to be transported to the solid Waste Management Facility at Calangute by the Village Panchayats in North Goa whereas in South Goa it will be responsibility of the owner/authorized representative to dispose the same by composting/biogas plant or to transport to the piggeries for the biodegradable waste.

18. In case the property on which these structures are permitted to be erected has several title holders any dispute/objection to this permission by any such title holder/holders, this permission shall stand revoked. This permission would be withdrawn in case an objection from owners regarding lease is filed before GCZMA. No hearing in the matter shall be allowed.

19. The validity of this permission is for 5 years from the date of issue or period of lease whichever is earlier. This permission should abide by the [illegible] dated 3rd May 2017 S.O 1393(E) issued by Ministry of Environment, Forests and Climate Change.

20. The applicant has to pay annual fee of Rs. 10000/- for shack and Rs. 10000/- for huts to GCZMA at the beginning of the tourist season month of October every year during the validity of this NOC. The fee may be revised by GCZMA.

21. All the structures shall be of ground floor in nature.

22. For private plots abutting the beach, a minimum set back of 3 mts from the survey boundary shall be kept by the applicant.

23. You should not barricade the proposed site.

24. In case of lease, the permission is conditional on the period of lease only and on the consent of the land owner.

25. All the other conditions as mentioned in Beach Carrying Capacity report w.r.t. FAR, construction material, spacing between huts, consent to establish from SPCB etc. shall have to be followed by the applicant.

26. This permission is liable to be revoked, if it is found, at any stage, that the application contained false information / wrong plans / calculations / documents / misleading or false information, etc. or documents not submitted as called for in this application.

27. The proposed builtup area should not exceed 33 % of the plot area.

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28. Any appeal against this provisional permission shall lie with the Hon'ble National Green Tribunal, if preferred within 30 days as prescribed under section 16 of the National Green Tribunal Act, 2010.

Yours faithfully,

4/2/2020

(Johnson Bedy Fernandes)
Member Secretary (GCZMA)

Encl: As above

Copy to:

1. **P.A to Secretary (Environment) / Chairman** (GCZMA), Secretariat, Porvorim.....for kind information.
2. **The Chairman, District Level Committee, (North Goa) Collectorate building, Panaji-Goa ....** for kind information.
3. **The Director, Department of Tourism,** Government of Goa, Patto Panaji Goa.... for information and necessary action.
4. **The Member Secretary, Goa State Pollution Control Board,** 1st Floor, Dempo Tower, Patto Panaji Goa..... for information and necessary action.
5. **The Commissioner of Commercial Taxes, Vikrikar Bldg. M.G.Road, Panaji-Goa....** for information and necessary action.
6. **The Dy. Collector & SDO, (Bardez),** Mapusa- Goa.... for information
7. **The Secretary,** Village Panchayat of Calangute, Bardez Taluka ....for information and necessary action.

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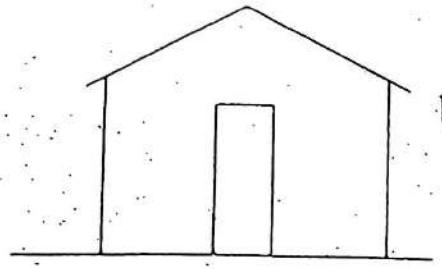
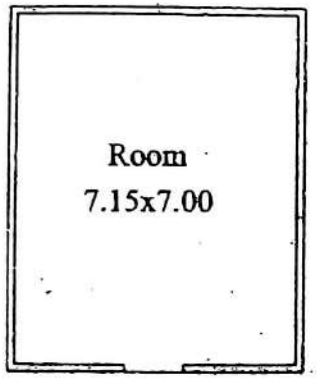
Area Statement

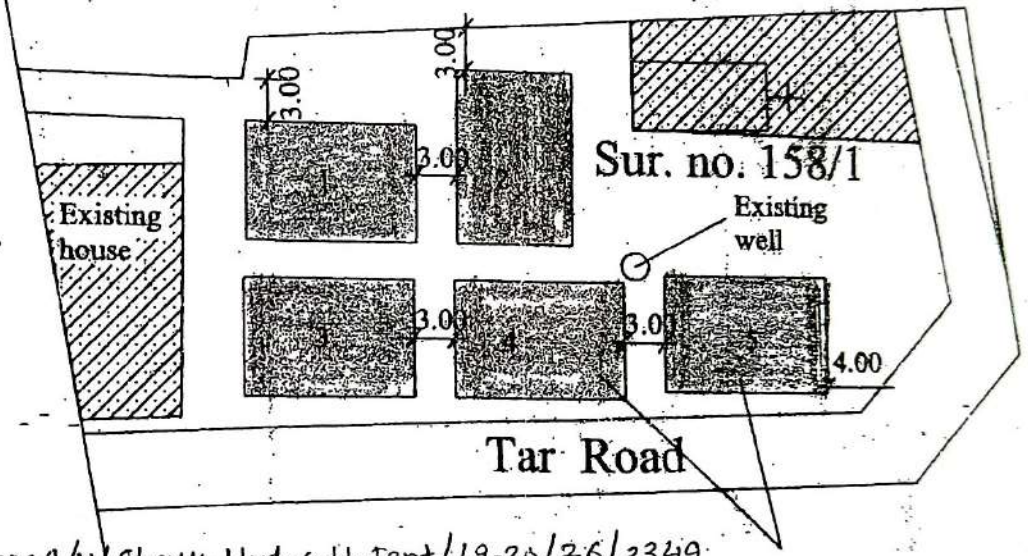
Area of Plot	2090.00 sq.m.
Area of huts	240.00 sq.m.
F.A.R consumed	11.48



Elevation



Plan Of Huts



Site Plan
scale-1:500

No. GCZMA/N/Shack-Hut-cott-Tent/19-20/26/2349
dt. 05/02/2020

Huts
7.15x7.00

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GOA COASTAL ZONE MANAGEMENT AUTHORITY
DEPARTMENT OF SCIENCE TECHNOLOGY & ENVIRONMENT
MANAGEMENT
PANAJI GOA
CLIMATE CHANGE

Owner

Engineer.

Plan Showing Huts For Tourist Season
At Calangute Bardez Goa In
Sur. no. 158/1

S.K. Shahapurkar
Civil Engineer
PWD Reg - 350/96
ER/0061/2016
Siolim Goa

ANNEXURE 5 COLLY

(7)

OFFICE OF THE VILLAGE PANCHAYAT
CALANGUTE
Bardez - Goa 403516
Ph.: 2276016

V.P/Cal/F-33/19-20/ 5243

Dated : 20/02/2020

ESTABLISHMENT LICENCE (TRADE) UNDER SECTION 70 OF GOA PANCHAYAT RAJ ACT 1994.

To,
Mr. Lloyd St. Jude Joachim Fernandes,
Calangute, Bardez-Goa

Sir,

With reference to your application dated **15/02/2020**, this is to inform you that this No Objection Certificate / Permission is granted to you to erect **18** nos temporary huts and **01** no temporary shack which will be erected in Sy. No. **158/1** at **Calangute** on the following conditions:-

1. The temporary huts / shack should be erected 7.5 mts/12.5 mts away from the centre Line of P.W.D/ Chogam/ Panchayat road respectively.
2. The surrounding area should be kept clean and proper Hygiene should be maintained, also a Toilet for the workers. In case the same in not maintained the license is liable to be revoked.
3. The Temporary huts / shack should be registered with the Calangute Police Station with all the workers details and with Tourism Department.
4. No Drugs /Narcotics should be sold in the Temporary huts / shack.
5. You should co-operate with the Police/Tourism and the Panchayat officials, whenever they visit for inspection.
6. The License/Permission should be displayed in the premises.
7. The Permission is valid from 20/02/2020 upto 31st May 2020 .
8. You should remove the temporary huts / shack within five days of expiry of this Permission.
9. The size of the temporary huts/ shack will be — mts.
10. The License fees for temporary huts of Rs. 1,80,000/- and the Garbage fees of Rs. 18,000/- paid vide Receipt No. 128/80 dated 21/02/2020 .
11. The License fees for temporary shack of Rs. 1, 000/- and the Garbage fees of Rs. 1,000/- paid vide Receipt No. 128/80 dated 21/02/2020.
12. The Permission will be withdrawn/revoked if in case of property dispute or the violation of any of the above conditions and the fees will be paid to V.P. Funds without any notice.
13. As per the collection of taxes and fees rules,1963 and under Goa Panchayat Raj Act,1994 under Schedule III Taxes and other maximum rates under Category "D" should be paid to the Sopo Contractor.
14. A Dust – Bin is compulsory and should be maintained.

This temporary permission is granted vide Resolution no. **IX J (136)** dated **15/02/2020.**

Sarpanch
V.P Calangute.

Copy to: Police Inspector, Calangute Police Station.

Information under R.T.I.

P.I.O. / Secretary
Village Panchayat Calangute,
Bardez - Goa

Ph.: 2276016
OFFICE OF THE VILLAGE PANCHAYAT
CALANGUTE
Bardez - Goa 403516

V.P/Cal/F-33/19-20/ 52-41 Dated : 20/02/2020

ESTABLISHMENT LICENCE (TRADE) UNDER SECTION 70 OF GOA PANCHAYAT RAJ ACT 1994.

To,
Mr. Lloyd St. Jude Joachim Fernandes,
Calangute, Bardez-Goa

Sir,

With reference to your application dated **15/02/2020**, this is to inform you that this No Objection Certificate / Permission is granted to you to erect **05** nos temporary huts which will be erected in Sy. No. **158/1** at **Calangute** on the following conditions:-

1. The temporary huts / shack should be erected 7.5 mts/12.5 mts away from the centre Line of P.W.D/ Chogam/ Panchayat road respectively.
2. The surrounding area should be kept clean and proper Hygiene should be maintained, also a Toilet for the workers. In case the same in not maintained the license is liable to be revoked.
3. The Temporary huts / shack should be registered with the Calangute Police Station with all the workers details and with Tourism Department.
4. No Drugs /Narcotics should be sold in the Temporary huts / shack.
5. You should co-operate with the Police/Tourism and the Panchayat officials, whenever they visit for inspection.
6. The License/Permission should be displayed in the premises.
7. The Permission is valid from 20/02/2020 upto 21st May 2020 .
8. You should remove the temporary huts / shack within five days of expiry of this Permission.
9. The size of the temporary huts/ shack will be _____ mts.
10. The License fees for temporary huts of Rs. 25,000/- and the Garbage fees of Rs. 5,000/- paid vide Receipt No. 128/19 dated 21/02/2020.
11. The Permission will be withdrawn/revoked if in case of property dispute or the violation of any of the above conditions and the fees will be paid to V.P. Funds without any notice.
12. As per the collection of taxes and fees rules,1963 and under Goa Panchayat Raj Act,1994 under Schedule III Taxes and other maximum rates under Category "D" should be paid to the Sopo Contractor.
13. A Dust – Bin is compulsory and should be maintained.

This temporary permission is issued vide Resolution no. **IX J (136)** dated **15/02/2020.**

Information under R.T.I.
P.I.O. / Secretary
Village Panchayat Calangute
Bardez - Goa.

Sarpanch
V.P Calangute.

Copy to: Police Inspector, Calangute Police Station.

(8)

Ph.: 2276016

OFFICE OF THE VILLAGE PANCHAYAT
CALANGUTE
Bardez - Goa 403516

V.P/Cal/F-33/20-21/ 2036 Dated : 01/10/2020.

ESTABLISHMENT LICENCE (TRADE) UNDER SECTION 70 OF GOA PANCHAYAT RAJ ACT 1994.

To,
Mr. Lloyd St. Jude Joaquim Fernandes,
Calangute, Bardez-Goa

Sir,

With reference to your application dated **23/09/2020**, this is to inform you that this No Objection Certificate / Permission is granted to you to erect **18** nos temporary huts and **01** no temporary shack which will be erected in Sy. No. **158/1** at **Calangute** on the following conditions:-

1. The temporary huts / shack should be erected 7.5 mts/12.5 mts away from the centre Line of P.W.D/ Chogam/ Panchayat road respectively.
2. The surrounding area should be kept clean and proper Hygiene should be maintained, also a Toilet for the workers. In case the same in not maintained the license is liable to be revoked.
3. The Temporary huts / shack should be registered with the Calangute Police Station with all the workers details and with Tourism Department.
4. No Drugs /Narcotics should be sold in the Temporary huts / shack.
5. You should co-operate with the Police/Tourism and the Panchayat officials, whenever they visit for inspection.
6. The License/Permission should be displayed in the premises.
7. The Permission is valid from 29/09/2020 upto 31st May 2021 .
8. You should remove the temporary huts / shack within five days of expiry of this Permission.
9. The size of the temporary huts/ shack will be _____ mts.
10. The License fees for temporary huts of Rs. 90,000/- and the Garbage fees of Rs. 18,000/- paid vide Receipt No. 066/46 dated 01/10/2020 .
11. The License fees for temporary shack of Rs. 1,000/- and the Garbage fees of Rs. 1,000/- paid vide Receipt No. 066/47 dated 01/10/2020 .
12. The Permission will be withdrawn/revoked if in case of property dispute or the violation of any of the above conditions and the fees will be paid to V.P. Funds without any notice.
13. As per the collection of taxes and fees rules,1963 and under Goa Panchayat Raj Act,1994 under Schedule III Taxes and other maximum rates under Category "D" should be paid to the Sopo Contractor.
14. A Dust – Bin is compulsory and should be maintained.

This temporary permission is issued vide Resolution no. IX J (114) dated **23/09/2020.**

Sarpanch
V.P Calangute.

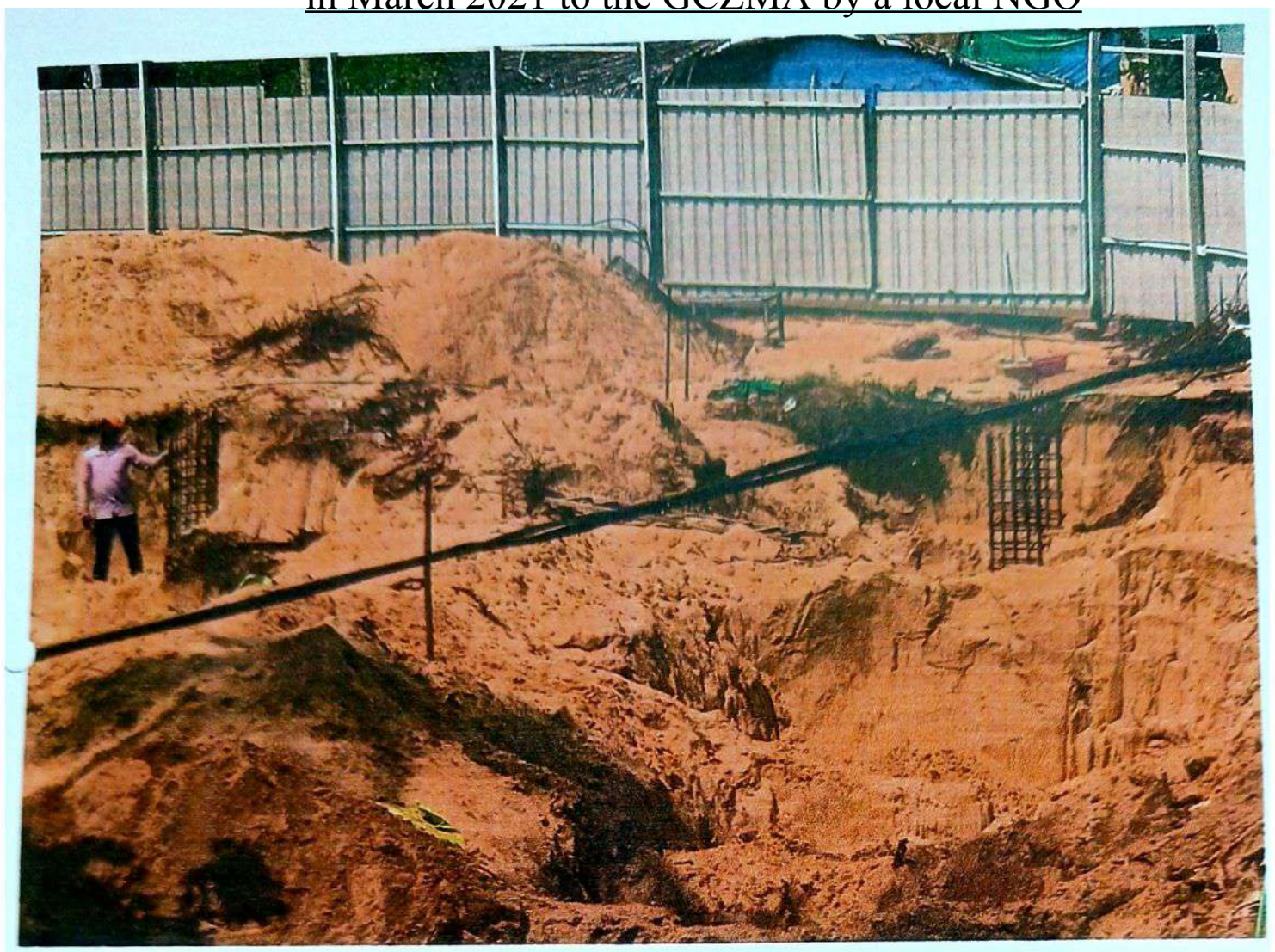
Information under R.T.I.

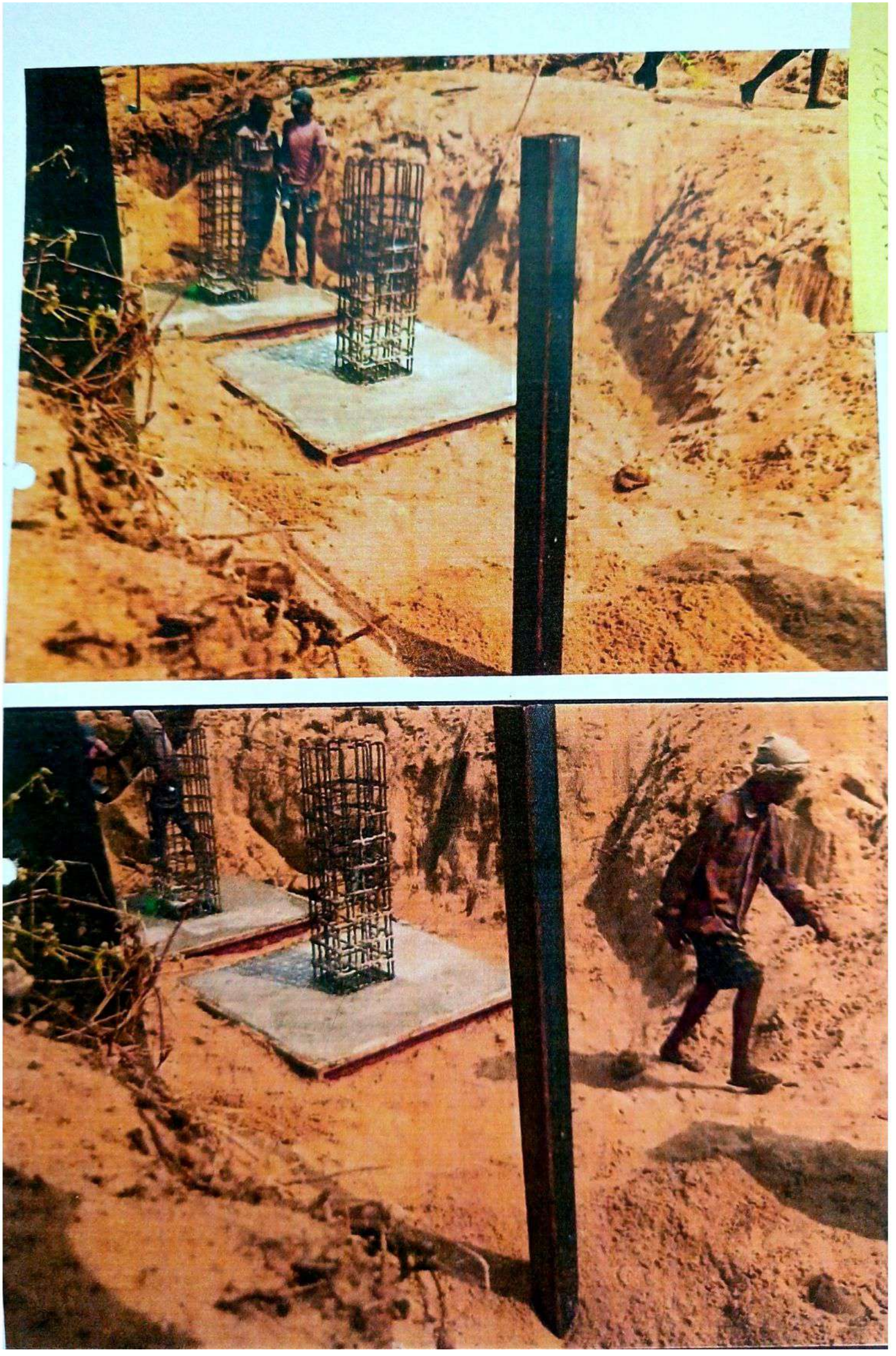
P.I.O. / Secretary
Village Panchayat Calangute,
Bardez - Goa.

Copy to: Police Inspector, Calangute Police Station.

ANNEXURE 6

Photographs of construction at subject property submitted in March 2021 to the GCZMA by a local NGO





ANNEXURE 7

OFFICE OF THE DEPUTY COLLECTOR & SUB DIVISIONAL MAGISTRATE
& SUB DIVISIONAL OFFICER, BARDEZ-GOA
Government Complex Building, Morod, Mapusa Goa.
Phone No: 0832-2262038 (Fax) 2250398 Email: sdm- mapusa.goa@nic.in

3/124/ILE/2021/DC/MAP /1836 Dated:- 04/03/2021

MEMORANDUM

Sub:- **Complaint against the concrete construction in Survey No.158/1 in No Development Zone Jurisdiction of Village Panchayat Calangute.**

Find enclosed copy of letter dated 01/03/2021 received on 01/03/2021 from Calangute Constituency Forum C/o Mrs. Clothildes Branganca, 'D' – Block, Maria Kosa Phase 1, Naikawaddo, Calangute, Goa on the subject cited above.

In this context, the Mamlatdar of Bardez is hereby directed to inspect the site in question and to file checklist if construction is without conversion sanad.

(Kapil Phadte)
Deputy Collector & S.D.O.,
Mapusa, Bardez Goa.

Encl: as above.

To
The Mamlatdar of Bardez Taluka, Mapusa Goa.

Copy for information to:-
Calangute Constituency Forum C/o Mrs. Clothildes Branganca, 'D' – Block, Maria Kosa Phase 1, Naikawaddo, Calangute, Goa

Typed copy of pg. _____

OFFICE OF THE DEPUTY COLLECTOR
& SUB DIVISIONAL MAGISTRATE &
SUB DIVISIONAL OFFICER, BARDEZ – GOA

Government Complex Building, Morod, Mapusa, Goa

Phone No. – 0832-2262038 (Fax) 2250938
Email: sdm-mapusa.goa@nic.in

3/124/ILLE/2021/DC/MAP/1836 Dated:- 04/03/2021

MEMORANDUM

Sub: Complaint against the concrete construction in Survey No. 158/1 in No Development Zone Jurisdiction of Village Panchayat Calangute

Please find enclosed copy of letter dated 01/03/2021 received on 01/03/2021 from Calangute Constituency Forum, c/o Mrs. Clothildes Braganca, 'D' – Block, Maria Rosa Phase I, Naikawaddo, Calangute, Goa, on the subject cited above.

In this context, the Mamlatdar of Bardez is hereby directed to inspect the site in question and file checklist if construction is without conversion sanad.

Sd/-

(Kapil Phadte)

Deputy Collector & S.D.O,

Mapusa, Bardez Goa

Encl: As above.

To,

The Mamlatdar of Bardez Taluka, Mapusa Goa.

Copy for information to:

Calangute Constituency Forum, c/o Mrs. Clothildes Braganca, 'D' – Block, Maria Rosa Phase I, Naikawaddo, Calangute

ANNEXURE 8

Ph.: 2276016

OFFICE OF THE VILLAGE PANCHAYAT

CALANGUTE

Bardez - Goa 403516

VP/Cal/F-20/20-21/5022 Dated : 22/03/2021

NOTICE UNDER SECTION 64(J) and 82 OF THE GOA PANCHAYAT RAJ ACT 1994

This office has received a complaint letter bearing inward no. 8774 dated 01/03/2021 from the PRO, Gen. Secretary and other committee members of Calangute Constituency Forum, c/o Mrs. Clothildes Braganca, 'D' -Block, Maria Rosa Phase 1,Naika Vaddo, Calangute, Bardez-Goa stating that you are carrying out the concrete construction in survey no. 158/1 in No Development Zone within jurisdiction of Village Panchayat Calangute. Copy enclosed which is self explanatory.

You are therefore directed to stop carrying out the concrete construction in survey no. 158/1 in No Development Zone within jurisdiction of Village Panchayat Calangute immediately on receipt of this notice failing which necessary action deemed fit will be initiated against you. Also a site inspection will be held on **26/03/2021** at **11:00am** onwards. You are therefore requested to remain present in this office alongwith all the relevant documents which you may have in your possession in order to proceed to the site for the site inspection on the above date and time.

(Shri. Dinesh S.Simepurushkar)
Sarpanch
V.P.Calangute

GRAM PANCHAYAT OFFICE CALANGUTE ग्रामपंचायत कार्यालय कळंगुट बार्देश - गोवा Bardez - Goa

To,
The Proprietor
Survey no. 158/1
Calangute, Bardez-Goa

Cc to: 1)The PRO, General Secretary and other committee members of Calangute Constituency Forum C/o Mrs. Clothildes Braganca, 'D'-Block Maria Rosa Phase 1,Naika Vaddo, Calangute,Bardez-Goa — you are kindly requested to remain present on the site for the site inspection on the given date and time

2) The Hon'ble Minister of Waste Management, Science and Technology, Port and Rural Development and Hon'ble M.L.A., Shri. Michael Lobo Calangute Constituency, Calangute, Bardez- Goa — for information

3)Mr. Francis Rodrigues ward member Tivai Vaddo,Calangute,Bardez-Goa — you are kindly requested to remain present on the site for the site inspection on the given date and time

4) The Member Secretary Goa Coastal Zone Management Authority (*GCZMA*). 1st Floor, Pt. Deendayal Upadhay Bhavan, Behind Pundalik Devasthan,Porvorim, Bardez-Goa — for necessary action

INFORMATION ISSUED UNDER

GOA COASTAL ZONE MANAGEMENT AUTHORITY

C/o Department of Science, Technology & Environment, (Govt. of Goa)
1st Floor, Pandit Deendayal Upadhyay Bhavan, Pundalik Nagar,Porvorim-Goa.
Website: www.czma.goa.gov.in

Ref. No. GCZMA/N/shack-hut-cott-tent/19-20/08/3040 Date: 22/03/2021

SHOW CAUSE NOTICE CUM STOP WORK ORDER ISSUED UNDER SECTION 5 OF THE ENVIRONMENT (PROTECTION) ACT, 1986, READ WITH RULE 4 OF THE ENVIRONMENT (PROTECTION) RULES, 1986.

WHEREAS, the Goa Coastal Zone Management Authority (hereinafter referred to as 'the GCZMA' in short) has been constituted by the Ministry of Environment & Forests (MoEF), Government of India pursuant to the directions of the Hon'ble Supreme Court of India to deal, inter alia, with violation of the Costal Regulation Zone (CRZ) Notification 2011 and implementation of the CRZ Notification.

WHEREAS, the Office of the Goa Coastal Zone Management Authority (hereinafter referred as 'the GCZMA' in short) had received a complaint letter dated 01/03/2021 from Calangute Constituency Forum through its PRO and Gen Secretary and was inwarded in the office of on the 01/03/2021, with respect to Illegal concrete construction of a structure by digging pits for foundation in the property bearing survey no 158/1 of Calangute Village Bardez Goa carried out by Mr. Lloyd St Jude Joachim Fernandes resident of Tivai Vaddo, Calangute Bardez Goa, within the NDZ. (*Enclosed Copy of the Complaint dated 01/03/2021).*

GOA COASTAL ZONE MANAGEMENT AUTHORITY
DEPARTMENT OF ENVIRONMENT & CLIMATE CHANGE

AND WHEREAS, upon receipt of the Complaint, the following alleged illegal construction resulting in blatant and serious violation of CRZ Notification 2011 is noticed. The details of the violations are indicated here below:-

NAME OF THE VIOLATOR	Sy No and VILLAGE	VIOLATION	Distance from HTL
Mr. Lloyd St Jude Joachim Fernandes	158/1 Calangute	Illegal concrete construction by digging pits for foundation. Illegally laying concrete foundation in NDZ and covering with sand	Within the NDZ

AND WHEREAS, as per the CRZ Notification, 2011; the entire belt of 100 mts. from the High Tide Line (HTL) of river and 200mts. from the HTL from the sea is designated as the No Development Zone(NDZ) and hence no construction/development whatsoever are permissible in the said belt.

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ANDWHEREAS, the alleged illegal construction is highly detrimental to the Coastal ecosystem / riverine ecosystem. Further it is observed that you have not

INFORMATION ISSUED UNDER RTI ACT, 2005

obtained any prior approval of the GCZMA for the purpose of alleged construction as required under the CRZ Notification 1991/2011.

NOW THEREFORE, in exercise of the powers conferred by section 5 of the Environment (Protection) Act, 1986 read with sub-rule (3) (a) of rule 4 of the Environment (Protection) Rules, 1986, delegated to the GCZMA, the GCZMA hereby directs you to **STOP WORK AT SITE** immediately and **SHOW CAUSE** as to why a direction to demolish the structures and to restore the land to its original condition and revoke the Permission/approval for errection of temporary wooden cottages and shack in the property bearing survey no 158/1 of Calangute Village Bardez Goa; granted via licence Bearing No GCZMA/N/SHACK-HUT-COTT-TENT/19-20/08/1988 dated 24/12/2019 should not be issued to you. Further, you are directed to ensure that no civil work of whatsoever kind and nature is carried out at said site.

FURTHER TAKE NOTE THAT, you are required to file your reply on alongwith compliance report and produce construction/reconstruction/repair licence/approvals, if any, issued by the concerned Authorities including GCZMA along with approved plan, as also documents to show the title to the Office of the GCZMA, having its Office at 4th Floor, Dempo Towers, Patto, Panaji, Goa on or before **30/03/2021 and remain present for a personal hearing on the 01/04/2021 at 03.30p.m at the 04th Floor, Conference Hall, Dempo Towers, Patto, Panaji, Goa**. Take note that if you fail to submit your reply along with the required documents, the GCZMA will come to the conclusion that you have no justification to carry out its activities as above stated and the Authority shall proceed to issue final directions to you in this regard without any further notice which inter alia includes order of demolition of structures, disconnection of water / power supply etc.

22/03/2021

(Dasharath M Redkar)
Member Secretary (GCZMA)
O/C

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Encl: As above

To,

1. **Mr. Lloyd St Jude Joachim Fernandes, Tivai Vaddo, Calangute Bardez Goa**

Copy to:

1. **The Collector & District Magistrate (North), Office of the Collector (North), Collectorate Building, Panaji-Goa**... for information and necessary action.

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2. **The Dy.Collector & SDO of Bardez, Goa**.... is hereby directed as to *enforce these directions and ensure that no work is carried out at site, other than in accordance with law.*

3. **The Secretary, Village Panchayat of Calangute, Bardez-Goa**.....who is required to initiate action under the Goa Panchayat Raj Act, 1994 and to report the compliance to the GCZMA.

4. **Calangute Constituency Forum,** c/o Mrs Clothildes Braganca, D Block, Maria Rosa Phase I, Naika Vaddo, calangute Bardez Goa.

5. **The Police Inspector, Calangute Police Station**.....is hereby directed to ensure that the ongoing work at site shall be stopped immediately and report of this order and submit a compliance report

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ANNEXURE 9

F. no. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08.

26 March 2021.

SITE INSPECTION REPORT
ON COMPLAINT BY CALANGUTE CONSTITUENCY FORUM REGARDING ALLEGED CONCRETE CONSTRUCTION IN SRY NO. 158/1 OF VILLAGE CALANGUTE BY MR LLYOD FERNANDES.

I. INTRODUCTION.

1. As per request of Member Secretary GCZMA vide site inspection notice no. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/3051 dated 22.03.2020, we inspected the property bearing Sry nos. 170/0 and 171/1 of village Quelossim, Taluka Mormugao today i.e., 25th March 2021. We were accompanied by Shri Satishkumar Naik, FS, DSLR. The four signatories to the complaint were present and identified the alleged illegal construction. About 100 villagers were also present. Likewise, the property owner Mr. Llyod Fernandes was present alongwith Mrs. Fatima Fernandes, Mr. Rueben Fernandes and Mr. Joshua Fernandes. Inspection commenced at 03.30 pm and concluded at 05.00 pm.

II. GIST OF THE COMPLAINT.

2. The complainant – Calangute Constituency Forum has filed a complaint dated 01.03.2021 stating that it was brought to their notice by villagers of Tivaiwaddo that some concrete structures are being constructed in no-development zone in property under Sry no. 158/1 of village Calangute. The concrete construction is taking place within 100 metres from LTL wherein steel and concrete is being used to erect columns. Photographs of excavation, concrete footing and steel binding of columns in progress are produced.

3. The Authority issued a show-cause notice cum stop work order dated 22.03.2021 ref no. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/3040 to Mr. Llyod St Jude Joachim Fernandes.

III. BRIEF DESCRIPTION OF PROPERTY AND GRANT OF PERMISSIONS BY THE AUTHORITY.

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4. The property in question bearing Sry no. 158/1 of village Calangute admeasures about 7125 m² as per record of rights Form I & XIV. Its approximate GPS coordinates are 15°32'17.19594" N and 73°45'29.93215" E[1]. It comes within 300 metres of the HTL. The survey plan shows a residential structure and a chapel within the property.

[1] GPS coordinates obtained using mobile app *GPS Logger*, with accuracy of 04 metres.

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5. The Authority has granted permission/approval for erection of 18 temporary wooden cottages and one shack in the property vide communication dated 24.12.2019 ref no. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/1988.

IV. OBSERVATIONS AND RECOMMENDATIONS.

6. We observed 36 (thirty-six) RCC footings with MS base plates and anchor bolts erected on the western side of the property within 100 metres of HTL. These were found buried in the sand and had to be manually excavated. There is possibility of existence of more such RCC footings covered with sand. The site is barricaded with 3-metre height metal sheets. Three photographs[2] taken during inspection are attached herewith that would enable appreciation of the site position.

7. MS tubular columns were found on site in preparation of further extension/development of the structures.

8. The complainants stated that construction work was continued in violation of Stop-work notice dated 22.03.2021 issued by the Authority. In order to prevent further major environmental degradation and pending inquiry, the site/property may be sealed by the Authority.

9. The permission/approval issued by this Authority expressly prohibits use of cement/concrete or any permanent constructions. It also prohibits barricading of the site.

10. The applicant/property owner may be directed to demolish and remove all the RCC footings and metal barricades constructed in/around the said property bearing Sry no. 158/1 of village Calangute, and restore it to its original condition.

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Available in Office Records

Submitted.

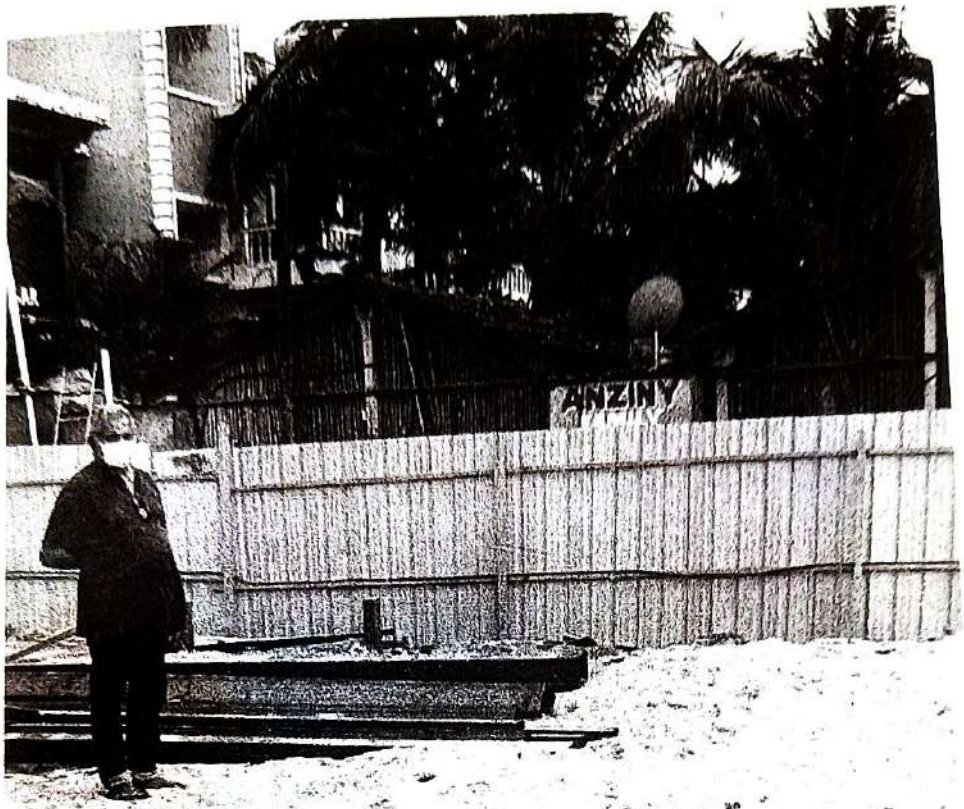
Sávio Joaquim Filipe Correia
Expert Member, GCZMA.

Sujeetkumar M. Dongre
Expert Member, GCZMA.

Enclosure: Photographs.

INFORMATION ISSUED UNDER RTI ACT, 2005

PHOTOGRAPHS



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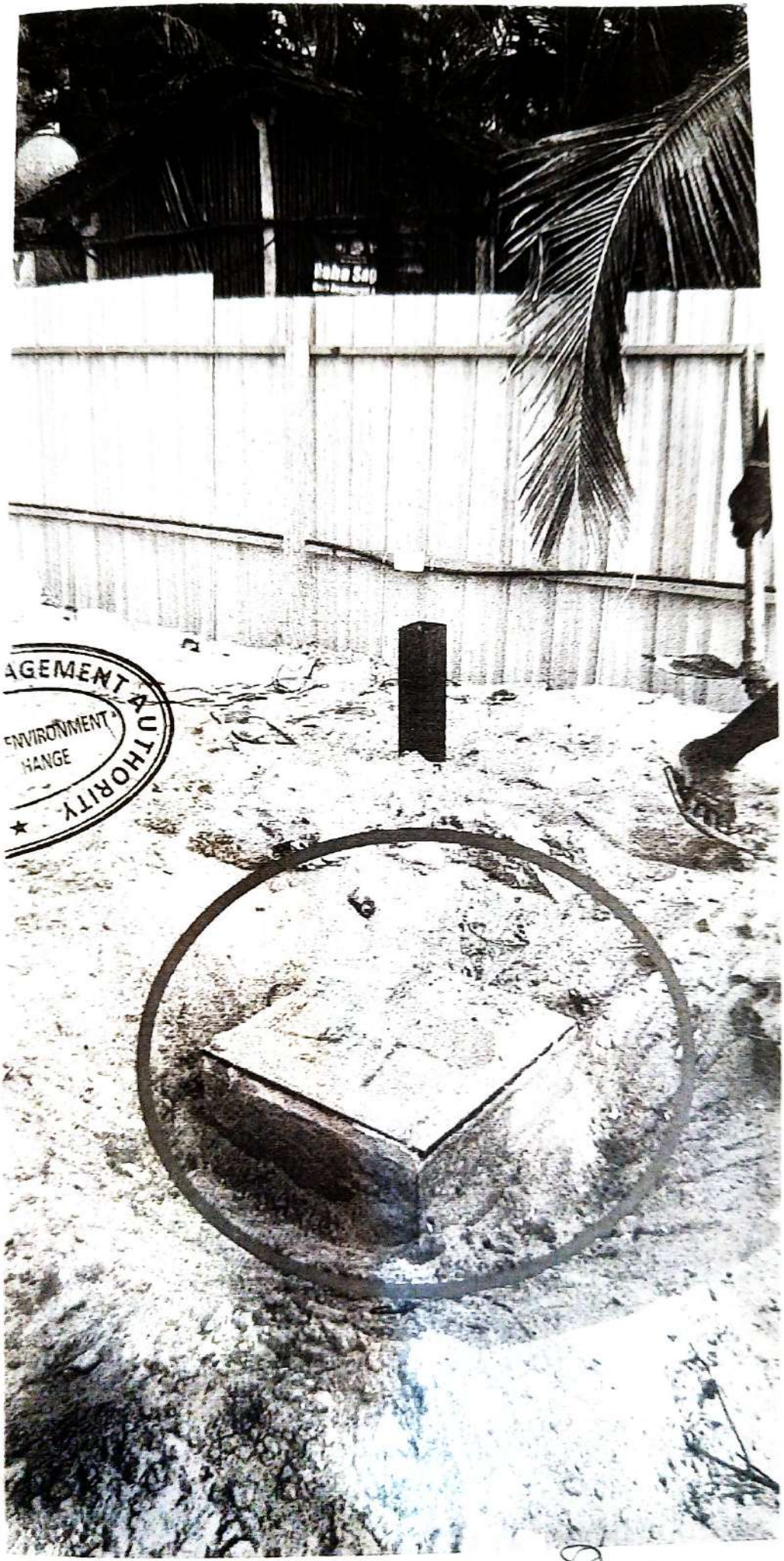

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ANNEXURE 10

GOA COASTAL ZONE MANAGEMENT AUTHORITY

C/o Department of Science, Technology & Environment, (Govt. of Goa)
1st Floor, Pandit Deendayal Upadhyay Bhavan, Pundalik Nagar,Porvorim-Goa.
Website: www.czma.goa.gov.in

Ref. No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/ 793 **Date: 25/08/2021**

Order

WHEREAS, the Goa Coastal Zone Management Authority (hereinafter referred to as 'the GCZMA' in short) has been constituted by the Ministry of Environment & Forests (MoEF), Government of India pursuant to the directions of the Hon'ble Supreme Court of India to deal, inter alia, with violation of the Costal Regulation Zone (CRZ) Notification 2011 and implementation of the CRZ Notification.

AND WHEREAS, the Office of the Goa Coastal Zone Management Authority (hereinafter referred as 'the GCZMA' in short) had received a complaint letter dated01/03/2021 from Calangute Constituency Forum through its PRO and Gen Secretary and was inwarded in the office of on the 01/03/2021, with respect to Illegal concrete construction of a structure by digging pits for foundation in the property bearing survey no 158/1 of Calangute Village Bardez Goa carried out by Mr. Lloyd St Jude Joachim Fernandes resident of Tivai Vaddo, Calangute Bardez Goa; within the NDZ.

AND WHEREAS, this Authority has directed the Deputy Collector and SDM Mapusa, including the Police Inspector, Calangute Police Station to stop ongoing illegal construction work in the property bearing Survey No 158/1 of village Calangute at Tivai Vaddo, Calangute, Bardez Goa.

AND WHEREAS, the Authority has issued a Show Cause Notice bearing no GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/3040 dated 22/03/2021 to the Respondent. The Respondent has filed his reply to the Show Cause Notice.

AND WHEREAS, the Authority issued a Inspection Notice bearing Ref No. GCZMA/N/ Shack-Hutt-Cott-Tent/19-20/08/3051 dated 22/03/2021; the Expert Members were requested to conduct a site Inspection of the said property to ascertain the environmental damage caused to the property. The Expert members conducted the Site Inspection on 25/03/2021at around 3.30 and concluded at 5.00 pm. Subsequently submitted a Report to the Authority along with photographs.

AND WHEREAS, in the 255th GCZMA meeting held on 25/03/2021, the Authority decided that, *"The Expert Members informed the Authority that approx 36 RCC footing with M.S Base Plate is being constructed in the property under question. The Authority was of the opinion that major environmental damage is being caused in the property under*

consideration. In order to avoid further Environmental damage, the property needs to be sealed. The Authority decided to direct the Deputy Collector and SDM of Bardez to immediately seal the property bearing survey no 158/1 of Village Calangute, Bardez Goa within 48 hours and send the Compliance report to this Authority".

AND WHEREAS, the GCZMA issued Directions to Seal the premises under Section 5 of the Environment Protection Act vide letter bearing reference no GCZMA/N/Shack-Hutt-Cott-Tent/19-20/08/3080 dated 25/03/2021 thereby directing the Deputy Collector and SDM of Bardez to immediately seal the property bearing Survey no 158/1 of Calangute Village, Bardez Goa within 48 hours and send the Compliance report to this Authority.

AND WHEREAS, in the GCZMA is in receipt of the Compliance letter bearing No. DC/SDO/MAP/CRZ/Calangute/158/1/2021/2342 dated 01/04/2021 along with letter from the Mamlatdar and Panchanama dated 01/04/2021; wherein the Deputy Collector & SDO Mapusa has clearly stated that the property bearing Survey n of Calangute Village, Bardez Goa has been closed /suspended/sealed.

AND WHEREAS, this matter was placed in the 268th GCZMA Meeting held on 19/08/2021, the Authority decided that, *"The Authority considered the request of the Respondent and granted him 10 days to remove the RCC columns and restore the land to its original condition and decided to de-seal the property. The Authority also intimated the Respondent that failure to comply the direction of removing the RCC columns and restore the land would attract a penalty of Rupees Ten Lakhs and the Authority would sub-delegate the work of restoring the land at the cost and expenses of the Respondent"*

NOW THEREFORE, the Deputy Collector & SDO Mapusa is hereby directed to de-seal the structures in property bearing survey No. 158/1 of Calangute Village, Bardez Goa; immediately on receipt of this order.

Further, the Respondent i.e. **Mr. Lloyd St Jude Joachim Fernandes** is hereby directed to comply with the direction given in the 268th GCZMA meeting within the time frame from 20/08/2021 till 30/08/2021 and submit a compliance report along with photographs on the 31/08/2021

25/08/2021

(Dasharath M. Redkar)
Member Secretary (GCZMA)

To,

1. **Mr. Lloyd St Jude Joachim Fernandes, Tivai Vaddo, Calangute Bardez Goa.**
2. **Calangute Constituency Forum,** c/o Mrs Clothildes Braganca, D Block, Maria Rosa Phase I, Naika Vaddo, calangute Bardez Goa.

ANNEXURE 11

INFORMATION ISSUED UNDER RTI ACT, 2005

Member Secretary
G. C. Z. M. A.
Inward No. 1850
Date: 06/9/2021

From:
Mr. Lloyd St. Jude Joachim Fernandes
R/o Tivai Vaddo,
Calangute Bradez-Goa
06/09/2021

To,
GOA COASTAL ZONE MANAGEMENT AUTHORITY
C/o Department of Science, Technology and Environment, (Govt. of Goa)
1st Floor, Pandit Deendyal Upadhay Bhavan,
Pundalik Nagar Porvorim Goa.

SUB: **COMPLIANCE REPORT**

Dear Sir,

As per the Order dated 25/08/2021 passed with reference no. GCZMA/N/shack-Hut-tent/1920/08/793 by the GOA COASTAL ZONE MANAGEMENT AUTHORITY, the undersigned has removed the RCC Columns and has restored the land to its original state standing in survey no. 158/1, of Calangute Village, Bardez Goa and restored the land to its original condition.

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Thanking You

06/09/2021
Lloyd St. Jude Joachim Fernandes

Copy to:

1. Deputy Collector Bardez
   Mapusa Bardez Goa

2. Mamlatdar of Bardez
   Mapusa Goa

ANNEXURE 12

INFORMATION ISSUED UNDER RTI ACT, 2005

Application for development Permission under section 44 of the Goa Town and Country Planning Act, 1974

Date: 07/09/2021

From: Mr. Llyod St. Jude Joachim Fernandes,
BT-15, 3rd floor, Campal Trade Centre,
Campal, Panaji, Goa.

To,
The Member Secretary,
CRZ department,
Porvorim Goa.

Sir,

I/we intend to carry out the under mentioned development in the site or plot on Property Bearing Survey No. 158, Sub Div. No. 1, situated at Calangute village, Bardez Taluka, Goa.

Particulars of proposed development: - Revised plans showing beach shacks and wooden cottages for tourist season.

I/We forward herewith the following: - Strike out which is not applicable

1. Drawings:

(a) Site Plan	5 Copies	( )
(b) Detailed Plans, Elevations & Sections	5 sets	( )
(c) Location Plan	5 Copies	( )
(d) *Parking Layout Plan	5 Copies	( )
(e) * Contour Plans in case of sloping sites	3 Copies	( )

2. Documents duly authenticated/signed as prescribed:

(a) Questionnaire		
(b) *Survey Plan	1 Copy	( )
(c) Copy of Index of Land (Form-III/I & XIV/Form-B/D)	1 Copy	( )
(d) Document showing ownership of Land	1 Copy	( )
(e) Certificate from the Architect/Engineer who has Planned the project and has signed the drawings	1 Copy	( )
(f) Structure Liability Certificate from the Engineer responsible for the structural Design of the project	1 Copy	( )

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(g) Affidavit from the owner	1 Copy	( )
(h) *Power of Attorney (if applicable)	1 Copy	( )
(i) Conversion sanad/Application for recommendation for conversion	1 Copy	( )
(j) *NOC from other agencies, if applicable:-		
(i) _____		
(ii) _____		
(iii) _____	1 Copy	( )

I/We request that the proposed development may be approved and that development permission may be accorded.

Yours Faithfully,

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Name & Signature of Owner

PARESH GAITONDE
BE(CIVIL) AMIE FIV
CHARTERED ENGINEER
T.C.P. Reg. No. ER/0057/2010

Signature of the Architect/Engineer/
Town Planner

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QUESTIONNAIRE

(To be duly filled and enclosed to the application for Development Permission/Technical Clearance/Building License)

PART-A

1. Full name and address of the owner: Mr. Llyod St. Jude Joachim Fernandes
2. Details of the property:
   a) Survey No. /Sub Div. No. — 158/1
   b) Ward name & No. /Vaddo.
   c) Town/Village — Calangute
   d) Taluka & District — Bardez
3. Is the property Sub-Divided? — Yes/No
   If 'Yes', give details of the sub division, supported by the document
4. Total area of the property — 4700.00 Sq. meters
5. Zone of the property as per ODP/ZP/RP
6. Intended use proposed in the Development
7. If the zone indicated at (5) above is the result of subsequent change Of zone, give details of approval and enclose certified copy of the Approval.
8. Is the property accessible? — Yes
   a) Width of the access — Beach Road
   b) Area of road widening — 0.00 Sq. meters
9. If the property is in the vicinity (within 100 meters) of the Cemetery/ Crematorium, give the distance from the boundary wall Of the Cemetery/Crematorium. — N.A
10. If the property is in the vicinity (within 100 meters) of the National Highway/State bye-pass, give the distance from the centre line of Highway/bye-pass. — N.A
11. If the property is in the vicinity (within 50 meters) of the Railway Line, give the distance from the boundary of Railway property — N.A.
12. If the property is in the vicinity of the Tide Line (within 1000 meters) Of the sea, give the distance from HTL. — N.A
13. If the property is in the vicinity of the Tide Line (within 100 meters) Of the sea, give the distance from the river bank. — N.A.
14. If there are any underground, over ground, overhead telephones/ /electricity lines affecting or crossing the plot/property or within

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FLOOR AREA:

12. Balcony area and covered area over footways floor wise and	N.A
Total on all floors.	N.A
13. Addition of set-back area and/or proposed road for FAR purpose	N.A
14. Addition of garage area for FAR purpose	1316.00 Sq. meters
15. Floor area consumed on Ground Floor -Cottages (1 to 10)	200.00 Sq. meters
16. Floor area consumed on Ground Floor -Shack	N.A
Other area consumed for FAR purpose	N.A
17. Existing floor area to be maintained	1516.00 Sq. meters
18. Total floor area consumed (15+16)	1551.00 Sq. meters
19. Floor area permissible	33%
20. FAR permissible	32.25%
21. FAR consumed	N.A
22. Mezzanine area	N.A
23. Loft area	N.A
24. Basement area	N.A
25. Garage area	N.A

26. Detail of areas and use, floor wise:

Floor (%) Reference	Use	Total built up Area m^2	Areas free from FAR Bal.	Bas.	Park.	Net floor Area m^2	FAR

(Refer table in the drawing)

27. Parking details:

Floor Area	Use	No. of car parks/ parking area Provided	Required

(Refer table in the drawing)

28. Type of zone to which the plot belongs to -

SETBACKS:

29. Front setback from the center line of the road	N.A
30. Side setback:	
a)	3.00 meters

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15 meters distance of the plot/property, show on the plan and give:

a) Vertical clearance between the highest point of the building and The electric line. — N.A

b) Horizontal clearance between the proposed building and existing Electric or any other lines — N.A

15. Whether any extra F.A.R. is claimed on the basis of road widening/ /Proposed road? — N.A

a) Area under road widening — N.A

b) Whether such road widening area or area or area under proposed road Has been gifted to the local body? (If 'Yes' submit relevant document) — No

PART-B

(for buildings)

PLOT AREA

1. Area of the ~~plot~~ — 4700.00 Sq. meters
2. Deduction for
   a) Area within road widening (proposed) — 0.00 Sq. meters
   b) Area Under No Development Zone — N.A
   c) Total (a)+(b) — 0.00 Sq. meters
3. Net effective area (1) + (2) — 4700.00 Sq. meters
4. Covered area occupied by the existing building, if any — N.A
5. Plot coverage of the existing building (in%) — N.A
6. Covered area of the existing building that is proposed To be demolished — N.A
7. Plot coverage of the existing building that is proposed To be demolished (in%) — N.A
8. Covered area of the proposed building — 1516.00 Sq. meters
9. Plot coverage of the proposed building (in%) — 32.25%
10. Combined covered area of the existing building to be maintained And that of the proposed building — N.A

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11. Combined plot coverage of the existing building to be maintained And that of the proposed building (in %) — N.A

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b) 3.00 meters

31. Distance between two or more buildings on the same plot if any — N.A
32. Height of the Plinth — 0.30 meters
33. Use to which the building is to be put to floor wise:

Ground Floor: Cottages /Shack

Plot owned by with reference to the ownership certificate of land: Mr. Llyod St. Jude Joachim Fernandes

Reference number and date of approval of sub division of land,
If the plot in question is part of sub division — N.A

34. Any other information

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PART-C

(for sub division of land)

1. Area of the plot — N.A
2. Deduction:
   a. Area reserved for road widening — N.A
   b. Area reserved for any other purpose or un-developable — N.A
3. Effective area of the plot (1-2) — N.A
4. Open Space required to be provided — N.A
5. Open space provided
   a) N.A
6. N.A
7. Plot detail:
   Plot No.: N.A — Area: N.A
8. Hierarchy of the roads used in the sub-division:

Road nomenclature	Width	Length	Area served

Note: The roads with above nomenclature are to be indicated on the plans.

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9. Usewise areas for below mentioned purpose, if the plots are having areas of five hectares And above:

a) Schools _____Sq. meters

b) Community centers _____Sq. meters

c) Public utility areas _____Sq. meters

* Strike out whichever is not applicable.

We, hereby declare that the information furnished above is correct to the best of our knowledge.

ARCHITECT/ENGINEER/STRUCTURAL ENGINEER/
/TOWN PLANNER/LANDSCAPE ARCHITECT/
/URBAN DESIGNER

PARESH GAITONDE
BE(CIVIL) AMIE FIV
CHARTERED ENGINEER
T.C.P. Reg No. ER/0057/2010

Signature
Name:
Address:
Reg No.:
Date:

OWNER OR AUTHORISED REPRESENTATIVE

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Signature
Name:
Address:

Date:

MANAGEMENT AUTHORITY
MENT OF ENVIRONMENT
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Off.: BT-15 and BT-7, 3rd Flr., Campal Trade Centre,
Behind Military Hospital, Campal, Panaji, Goa - 403 001.

PARESH GAITONDE

Tel.: 2423527, 9822102782
email - pareshg28@yahoo.com

B. E.(Civil). AMIE.FIV CHARTERED ENGINEER

O **R.C.C. Consultant, Approved Valuer**

CERTIFICATE OF CONFIRMITY WITH REGULATIONS

I, **Mr. Paresh Gaitonde, BT-15 and BT-7, 3rd Floor, Campal Trade Centre, Behind Military Hospital, Campal, Panaji, Goa and Registration No. ER/0057/2010** as have been appointed by Mr. Llyod St. Jude Joachim Fernandes, do hereby certify that I have designed the project of Revised plans showing beach shacks and wooden cottages for tourist season, on Property Bearing Survey No. 158, Sub Div. No. 1, situated at Calangute village, Bardez Taluka, Goa. And that the same is in conformity with the Goa land Development and building Construction Regulations, 2010.

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Place: Panaji-Goa
Date: 07/09/2021

PARESH GAITONDE
BE(CIVIL) AMIE FIV
CHARTERED ENGINEER
T.C.P. Reg. No. ER/0057/2010

Signature of the Engineer

INFORMATION ISSUED UNDER RTI ACT, 2005

Off.: BT-15 and BT-7, 3rd Flr., Campal Trade Centre,
Behind Military Hospital, Campal, Panaji, Goa - 403 001.

PARESH GAITONDE

Tel.: 2423527, 9822102782
email - pareshg28@yahoo.com

B. E.(Civil). AMIE.FIV CHARTERED ENGINEER

O **R.C.C. Consultant, Approved Valuer**

STRUCTURAL LIABILITY CERTIFICATE

I, Eng. Paresh Gaitonde, having my office at **BT-15 and BT-7, 3rd Floor, Campal Trade Centre, Behind Military Hospital, Campal, Panaji, Goa and Registration No. ER/0057/2010 having been duly appointed as an Engineer by** Mr. Llyod St. Jude Joachim Fernandes, for carrying out structural design and supervision of the Revised plans showing beach shacks wooden cottages for tourist season.

The plans for which have prepared by Architect Mr. Paresh Gaitonde, on Property bearing Survey No. 158, Sub Div. No. 1, situated at Calangute village, Bardez Taluka, Goa. Within the jurisdiction of village Panchayat of Calangute.

I do hereby certify as under:-

1. **That I shall be responsible for the structure design and stability of the said building**
2. **That the structural work shall be executed by the owner, as per the structural drawing prepared by me and under my supervision.**
3. **The provisions of the following BIS codes are made in the proposals ;**
   - **IS: 456:2000 Code of Practice**
   - **IS: 875(Part 2) :1987**
   - **IS: 875 (Part 3) :1987**
   - **IS: 875 (Part 4) :1987**
   - **IS: 875 (Part 5) :1987**

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This certificate is issued in respect of plans, one set of which is enclosed herewith, Duly signed by the Engineer who has prepared the same.

Place: - Panaji-Goa.
Date: - 07/09/2021

PARESH GAITONDE
B.E.(CIVIL) AMIE.FIV
CHARTERED ENGINEER
T.E.I. Reg. No. ER/0057/2010
(Signature of Engineer)

ANNEXURE 13

INFORMATION ISSUED UNDER RTI ACT, 2005

PROCEEDINGS OF SITE INSPECTION

FILE NO:- GCZMA/N/Shack-Hut-Lott-Tent/19-20/08/793 dtd 25/8/21

DATE: 1/1/2021

SUB:

REF: GCZMA/N/Shack-Hut-Lott-Tent/19-20/793 dated 25/08/2021

Village: Utorda **Taluka:** Bardez **Survey:** 158 **Sub.Div.No.** 1

MANAGEMENT AUTHORITY OF ENVIRONMENT CHANGE

Parties/Officers Present:-

1) Shri. Mahesh K. Patel Expert Member GCZMA
2) Shri. Sujeet Kumar Dongre Expert Member GCZMA
3) Shri. Satish Kumar Naik f.s/o GCZMA.

Brief description of proceedings:-

Visited the site on 28/11/2021 at 4.15 p.m in the presence of Mr. Lloyd St. Jude Joachim Fernandes, Smt. Matildes Bragenca, Shri. Premanand Naikar, Shri Agnelo Baretto. Present at site.

1) It was observed that all the column & footing were removed and stocked seperately.
2) The Area is devoid of any structure.
3) The debris stacked of Earlier Construction Material should be Safely disposed.

The Site Inspection photograph are Enclosed.

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Signatures:

Shri. Mahesh K. Patel
Expert Member
GCZMA

Shri. Sujeet Kumar Dongre
Expert Member
GCZMA

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PROCEEDINGS OF SITE INSPECTION

FILE NO:- GCZMA/N/SHACK-HUT-COTT-TENT/
19-20/08/793 dtd 25/8/21

Date:- /11/2021

SUB:

REF: GCZMA/N/SHACK-HUT-COTT-TENT/19-20/08/793 dtd 25/8/21

Village: Calangute **Taluka**: Bardez **Survey**: 158 **Sub.Div.** No. 1

Parties/officers present:

1. Shri Mahesh K. Patil, Expert Member, GCZMA
2. Shri Sujeet Kumar Dongre, Expert Member, GCZMA
3. Shri Satish Kumar Naik, F.S., GCZMA

Brief description of proceedings:

Visited the site on 28.11.2021 at 4:15 p.m. in the presence of Mr. Lloyd St. Judge Joachim Fernandes, Shri Clotildes Braganca, Shri Premanand Divkar, Shri Agnelo Baretto present at site.

1. It was observed that all the colum & footing were removed and stacked separately.
2. The area is devoid of any structure.
3. The debris stacked of earlier construction material should be safely disposed.

The site inspection photographs are enclosed.

Sd/-
Shri Mahesh K. Patil,
Expert Member, GCZMA

Sd/-
Shri Sujeet Kumar Dongre,
Expert Member, GCZMA

ANNEXURE 14

GOA COASTAL ZONE MANAGEMENT AUTHORITY

INFORMATION ISSUED UNDER RTI ACT, 2005

C/o Department of Environment and Climate Change (Govt. of Goa)
4th floor,Dempo Towers, Patto, Panaji-Goa
E-mail: goacoastalzone@gmail.com

Refno. GCZMA/ N/Shack-Hut-Cott-Tent/19-20/08/ 1902 Dated: 28/01/2022

ORDER

WHEREAS, the office of the Goa Coastal Zone Management Authority (hereinafter referred as 'the GCZMA' in short) had earlier received a complaint letter dated 01/03/2021 from Calangute Constituency Forum through its PRO and Gen Secretary and was inwarded in the office on 01/03/2021, with respect to illegal concrete construction by digging pits for foundation in the property bearing survey no 158/1 of Calangute Village Bardez Goa being carried out by Mr. Lloyd St Jude Joachim Fernandes resident of Tivai Vaddo, Calangute Bardez Goa; within the NDZ.

AND WHEREAS, an Show Cause Notice cum Stop Work Order bearing reference No. GCZMA/N/ Shack-Hutt-Cott-Tent/19-20/08/3040 Dated 22/03/2021 issued to Mr. Llyod St Jude Joachim Fernandes, resident of Tivai Vaddo Calangute Bardez Goa and this Authority has directed the Deputy Collector and SDM Mapusa, including the Police Inspector, Calangute Police Station to stop ongoing illegal construction work in the property bearing Survey No 158/1 of village Calangute at Tivai Vaddo,

AND WHEREAS, vide Inspection Notice bearing ref No. GCZMA/N/ Shack-Hutt-Cott-Tent/19-20/08/3051 dated 22/03/2021; the Expert Members were requested to conduct a site Inspection of the said property to ascertain the environmental damage caused to the property. The Expert members conducted the Site Inspection on 25/03/2021 and submitted their report.

AND WHEREAS, the matter was placed in the **255th GCZMA** meeting held on 25/03/2021. The Expert Members informed the Authority that approx 36 RCC footing with M.S Base Plate is being constructed in the property under question. The Authority was of the opinion that major environmental damage is being caused in the property

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under consideration and in order to avoid further Environmental damage, the property needs to be sealed. The Authority decided to direct the Deputy Collector and SDM of Bardez to immediately seal the property bearing survey no 158/1 of Village Calangute, Bardez Goa within 48 hours and send the Compliance report to this Authority.

AND WHEREAS, the matter was placed in the **268th Meeting of the GCZMA** meeting held on 19/08/2021. The Authority considered the request of the Respondent and granted him10 days to remove the RCC columns and restore the land to its original condition. The Authority also decided to de-seal the property for 10 days. The Authority also intimated the Respondent that failure to comply the direction to remove the RCC columns and restore the land would attract a penalty of Rs.10 lakhs and the Authority would sub-delegate the work of restoring the land at the cost and expenses of the Respondent.

AND WHEREAS, interms of decision taken in the **268th Meeting of the GCZMA** meeting held on 19/08/2021 an order dated 25/08/2021 was issued to comply with directions contained therein.

AND WHEREAS, the matter was discussed and deliberated in the **285th GCZMA** meeting held **on 13/01/2022.** In the said meeting it was decided as follows:-

"The Authority noted that the Respondent has submitted a compliance report. The Authority through its Expert Members and the Complainant have verified the compliance. The Authority is satisfied that the Respondent has complied with the directions. The Authority decided to drop the Show Cause Notice cum Stop Work Order bearing reference No. GCZMA/N/ Shack-Hult-Cott-Tent/19-20/08/3040 Dated 22/03/2021 issued to Mr. Llyod St Jude Joachim Fernandes, resident of Tivai Vaddo Calangute Bardez Goa."

NOW THEREFORE, the GCZMA in exercise of the powers conferred under Section 5 of the Environment (Protection) Act, 1986 (Central Act 29 of 1986) read with

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sub-rule (3) (a) of Rule 4 of the Environment (Protection) Rules 1986, and read with power vested with the GCZMA vide Order S.O. 3975 (E) dated 31/10/2019 issued by the Ministry of Environment & Forests, Government of India, hereby discharges proceedings with regard to errection of 36 RCC footing with Ms Plate carried out by **Mr. Lloyd St Jude Joachim Fernandes** interms of decision taken in the 285th GCZMA MEETING held on **13/01/2022**.The proceedings are accordingly disposed off.

INFORMATION ISSUED UNDER RTI ACT, 2005

For and on behalf of the
Goa Coastal Zone Management Authority

28/01/2022

(Dasharath M.Redkar)
Member Secretary (GCZMA)

To,
Mr.Lloyd St Jude Joachim Fernandes, Tivaivaddo, Calangute, Barde Goa.

Copy to:

1. **The Collector& District Magistrate (North), Office of the Collector (North), Panaji-Goa**.....*for information.*
2. **The Dy. Collector & S.D.O. of Bardez, Mapusa-Goa**....*for information.*
3. **Calangute Constituency Forum c/o Mrs Clothildes Braganca, D Block, Maria Rosa Phas I, Naika vaddo, Calangute, Bardez Goa**.....*for information.*

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ANNEXURE 15

Ph.: 2276016

OFFICE OF THE VILLAGE PANCHAYAT
CALANGUTE
Bardez - Goa 403516

VP/Cal/F-68/21-22/4729 Dated: 09/03/22

To,
Lloyd St. Jude Joachim Fernandes
r/o Gaura Vaddo,Calangute,Bardez-Goa

Sir,

Your letter bearing inward no. 10044 dated 10/02/22 with subjectmatter :- Requested to Drop Notice passed with Reference no. VP/Cal/F-20/20-21/5022 was placed before the panchayat body in its meeting dated 03/03/2022 and it is resolved vide resolution no. IX J (94) to drop the notice with reference no. VP/Cal/F-20/21-22/5022 pertaining to survey no. 158/1 of village Calangute as per the order from the Goa Coastal Zone Management authority bearing no. GCZMA/N/Shack-Hut0Cott-Tent/19-20/08/1902 dated 28/01/2022.

Thanking you,

Yours Faithfully,

GRAM PANCHAYAT OFFICE CALANGUTE ग्रामपंचायत कार्यालय कळंगुट Bardez - Goa

(Shri. Bheldas B. Karapurkar)
Secretary
V.P. Calangute

CERTIFIED TRUE COPY
As per the xerox copy submitted by Lloyd St. Jude Joaquim Fernandes,
8/2/23

Typed copy of pg. _____

OFFICE OF VILLAGE PANCHAYAT CALANGUTE
Bardez, Goa - 403516

VP/Cal/F-68/21-22/4729 Dated:- 09/03/22

To,

Lloyd St. Jude Joachim Fernandes,
r/o Gaura Vaddo, Calangute, Bardez – Goa.

Sir,

Your letter bearing inward no. 10044 dated 10/02/22 with subject matter:- Requested to Drop Notice passed With Reference VP/Cal/F- 20/20-21/5022 was placed before the panchayat body in its meeting dated 03/03/2022 and it is resolved vide resolution no-IX J (94) to notice with reference no. VP/Cal/F-20/21-22/5022 pertaining to Survey No. 158/1oOf village Calangute as per the order from the Coastal Zone Management authority bearing no. GCZMA/N/Shack-Hut0Cott-Tent/19-20/08/1902 dated 28/01/2022.

Thanking you,
Yours faithfully,

Sd/-

(Shri Bheldas B. Karapurkar)
Secretary, V.P. Calangute

ANNEXURE 16

SITE INSPECTION REPORT

Site Inspection Notice was issued by Sarpanch / Dy. Sarpanch Shri / Smt. SHAWN B.J. MARTINS of Village Panchayat of Calangute under outward no. VP/Cal/F-20/20-21/22 dated 31/05/22 based on the complaint filed by Shri Premanand Dikar r/o [illegible] Vaddo of Village Panchayat Calangute Bardez Goa on Mr. Llyod Jude Joachim Fernandes r/o Gauravaddo of Village Calangute Bardez Goa under subject Legal notice for in action on the part of GCZMA/ Panchayat to initate action against illegal construction in Survey No 158/1 and site inspection was fixed on 31/05/22 at 1.15 ~~am~~ / pm onwards.

Site was inspected at 1.15 am/p~~m~~ by :

Sr. No.	Name	Designation	Sign
1)	Shri Premanand Dikar	Complainant	
2)	Llyod Jude Joachim Fernandes	Respondent	[signature]
3)	Clotildes Braganza 3/6/2022	Complainant PRO CCF	[signature]
	Sales Fernandes		[signature]

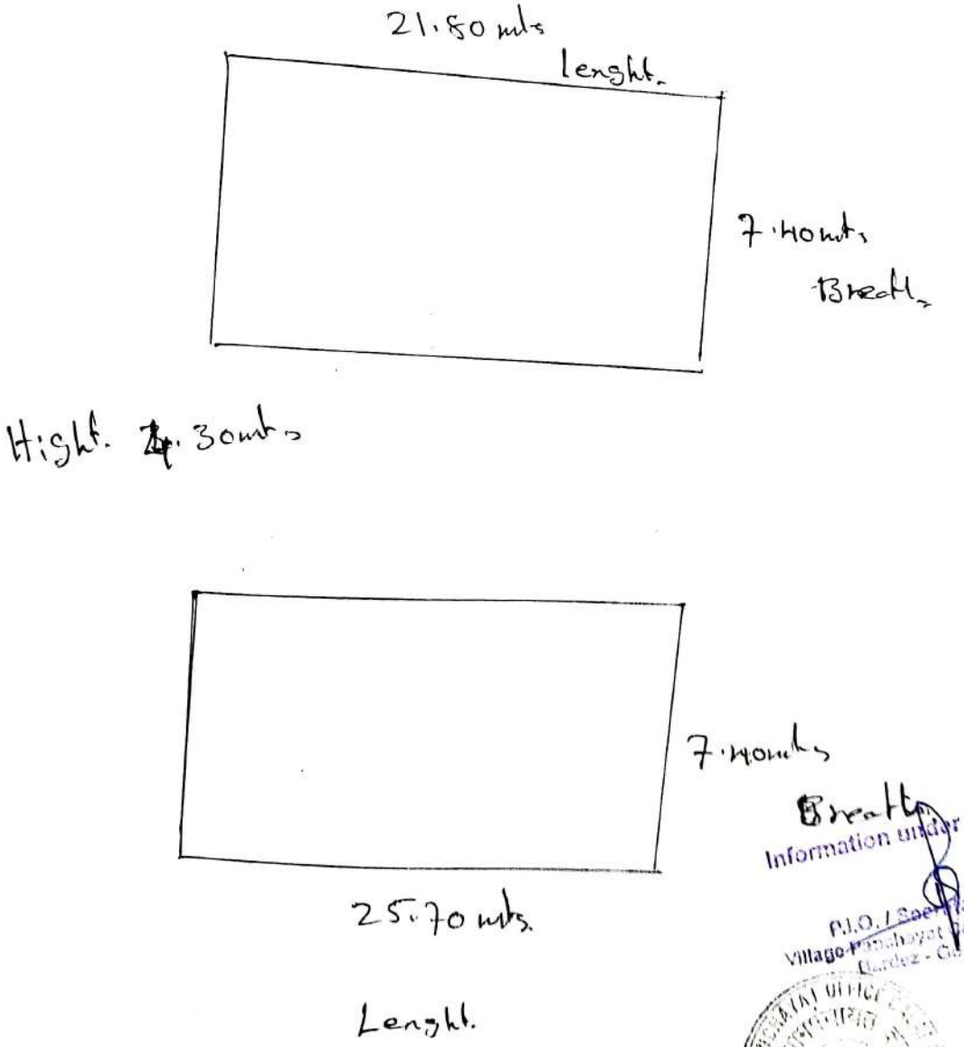
Information under R.T.I.
P.I.O. / Secretary
Village Panchayat Calangute,
Bardez - Goa.

Remark : ~~[illegible] site [illegible] the complaint [illegible]~~

The Panchayat official visited on site. The Complainant and Respondent are present on site. The site inspecting team Notice/observe that ~~there is~~ Construction work under process. The Alleged Construction is off steel. steel poles are erected on site.

being asked by secretary to Respondent whether they posses valid permission from Competent Authority. The Respondent Reply yes.: ~~He [illegible]~~ He obtain permission from C.R.Z. and panchayat for wooden temporary Huts. However it is Notice That ~~[illegible]~~ Alleged Construction is made up of steel. The detail dimension written on panchanama sheet.

Note : For ready reference attached rough drawn sketch and photos for ready reference.



Information under R.T.I.

P.I.O. / Secretary
Village Panchayat Calangute
Bardez - Goa.

PANCHANAMA

Today at 1.15 ~~am~~/pm on 03/06/22, we the undersigned members of t Panchanama namely (1) Shri. Clothildes Braganca Aged _____ profession Nalla Vaddo resident of _____ (2) Shri. Sales Fernandes Agarvaddo, resident of _____ Aged 51 professi _____ were called by Shri./Sr Sarpanch/Dy. Sarpanch to witness the illegal construction carried out by Shri./Sr Tivai Vaddo in Ward no. 6 of Calangute Village and have witnessed the following.

The details of the illegal construction are as under:

1. Nature of the Construction — Puccka.
2. Whether New construction/ Re-construction or Extension to existing house — New
3. A ea Occupied by structure/ Dimension (length,breadth and Height- approximate) — 21.80 mtrs; 7.40 mtrs. 4.30 mtrs. and 25.70 mtrs. 7.40 mtrs; 4.30 mtrs.
4. Location/Sy. No./Ward — 158/1
5. Material Used — Steel. Cement sheets.
6. Nature of Roof Pattern — Not yet place.
7. Approximate estimated cost Of construction — 30. lacks.

Being asked by the Secretary. Shri./Smt. ~~Loyed~~ Lloyd Fernandes owner/occupier of the house, stated that he/she does not possess any valid permission issued by the Panchayat to erect the said structure nor the formalities prescribed under the building regulation and CRZ in force have been complied with. Respondent: Posses Construction Licence for temporary wooden Hats.

This Panchanama is written by Shri./Smt. Arjun Lonu Velip v/p Secretary at the site in our presence today, at 1.15 p.m hours. The contents of this Panchanama have been read over and explained to us in Konkani and in correctness thereof we sign as witness.

Place: Tivai waddo

Date: 03/06/2022

1) Clothides Braganca CBraganca
2) Sales Fernandes 3/6/20

Before me

Designation

Information under R.T.I.

P.I.O. / Secretary
Village Panchayat Calangute,
Bardez / Goa.

Typed copy of pgs. _____

SITE INSPECTION REPORT

Site inspection Notice was issued by Sarpanch / Dy. Sarpanch Shri / Smt SHAWN B.J. MARTINS of Village Panchayat of Calangute under outward no. VP/Cal/F-20/20-21/ 7-22 dated 31/05/22 based on the complaint filed by Shri Premanand Divkar r/o Gaura Vaddo of Village Panchayat Calangute Bardez Goa on ___ r/o ____ of Village Panchayat Calangute Bardez Goa under subject Legal notice for inaction of the part of GCZMA/Panchayat to initiate action against illegal construction in Survey No. 158/, and site inspection was fixed on 31.05.22 1:15 p.m. onwards.

Site was inspected at _____ am/pm by:

Sr. No.	Name	Designation	Sign
1)	Shri Premanand Divkar	Complainant	
2)	Lloyd Jude Joachim Fernandes	Respondent	Sd/-
3)	Clotildes Braganca	PR of CCF	Sd/-
	Soles Fernandes		Sd/-

Remark:

The Panchayat official visited on site. The complainant and Respondent are present on site. The inspecting team notice/observe that construction work was under process. The Alleged construction is of steel. Steel pole are erected on site. Being asked by Secretary to Respondent whether they possess valid permission from Competent Authority, the Respondent reply yes, and that he obtain permission from CRZ and Panchayat for wooden temporary huts. However it is noticed that alleged construction is made of steel. The detail dimensions are written on Panchanama sheet.

Note: For ready reference attached rough drawn sketch and photos for ready reference.

PANCHANAMA

Today at 1:15 p.m. on 03.06.2022 we the undersigned members of this Panchanama namely (1) Shri Clothildes Braganza, resident of Naika Vaddo; (2) Shri Soles Fernandes, resident of Agarvaddo were called by Shri Shawn B.J. Martins Sarpanch/Dy. Sarpanch to witness the illegal construction carried out by Shri .. Tiwai Vaddo in Ward No. 6 of Calangute village and we have witnessed the following:

The details of the illegal construction are as under:

1. Nature of the construction – Puccka

2. Whether New construction/Re-construction or Extension to Existing House - New

3. Area occupied by structure/Dimension (Length, Breadth and Height – approximate) - 21.80 mtrs, 7.40 mtrs, 4.30 mtrs and 25.70 mtrs. 7.40 mtrs, 4.30 mtrs

4. Location/Sy. No. / Ward - 158/1

5. Material used - Steel, . cement sheets

6. Nature of roof pattern - Not yet place
7. Approximate estimated cost of construction - 30 Lakhs

Being asked by the Secretary, Shri Lloyd Fernandes owner/occupier of the house stated that he/she does not possess any valid permission issued by the Panchayat to erect the said structure nor the formalities prescribed under the Building Regulation and CRZ in force have been complied with. Respondent possess construction license for temporary wooden huts.

This Panchanama is written today by Shri Arjun L. Velip, VP Secretary at the site in our presence today, at 1:15 p.m. hours. The contents of this Panchnama have been read over and explained to use in Konkani and correctness thereof we sign as witness.

Place: Tivai Waddo
Date: 03/06/2022 [Sd/-] Clothildes Braganca

[Sd/-] Soles Fernandes

ANNEXURE 17

1757C

INFORMATION ISSUED UNDER RTI ACT, 2005

SITE INSPECTION REPORT

As per the Notice No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/553 dated 10/06/2022 of the Member Secretary of GCZMA, I Shri. Sujeetkumar Dongre, Expert Member of GCZMA alongwith I Shri. Satishkumar G Naik, Field Surveyor o/o GCZMA visited the site situated in Calangute village of Tiswadi Taluka on 13/06/2022 at 11.45 a.m. in respect of Survey No. 158/1 of Calangute village of Bardez Taluka.

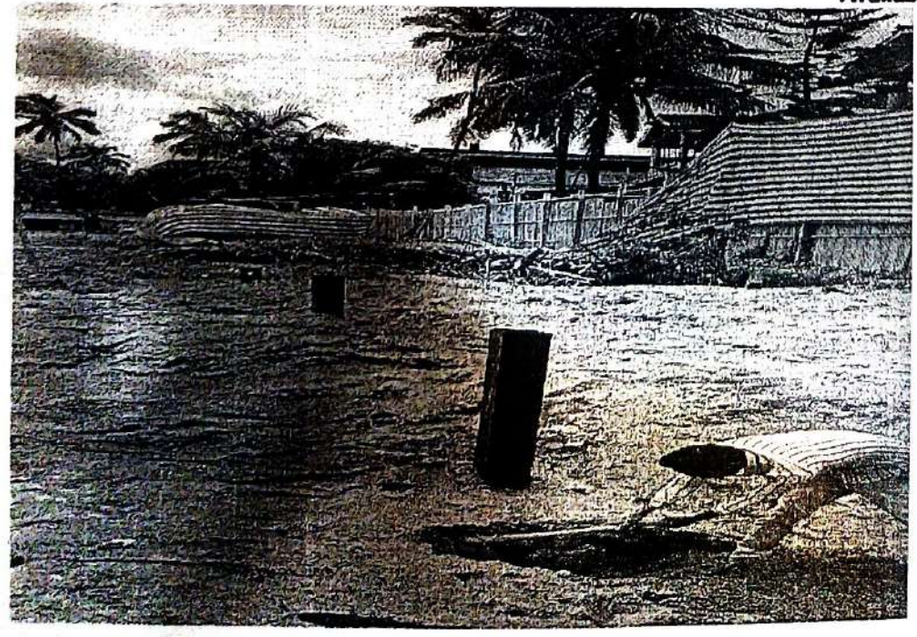
During the site inspection respondent Shri. Llyold Jude Fernandes, Shri. Premanand Diukar president of CCF alongwith members of CCF Shri. Kevin Silveira and Shri. Augustine D' Çosta for complainant remained present at site on the above scheduled date and time.

Observations:-

1. It is observed that there is a temporary steel fabricated structures with dimensions of 21 metres x 7 metres being erected on stilt which is buried about 30 cms below the ground.

2.The earlier cement concrete foundations have been completely removed and are no traces of the same at site.

Certified Copy of The Document
Available in Office Records



INFORMATION ISSUED UNDER RTI ACT, 2005

3. The site is fenced with metal corrugated sheets.

The authority may discuss and take a decision.

Certified Copy of The Document
Available in Office Records

Place: Calangute, Bardez.
Dated: 13/06/2022

Shri. Sujeetkumar Dongre
Expert Member GCZMA

Shri. Satishkumar Naik
Field Surveyor o/o GCZMA

ANNEXURE 18 COLLY

GOA COASTAL ZONE MANAGEMENT AUTHORITY
C/o Department of Science, Technology & Environment, (Govt. of Goa)
4th Floor, Dempo Towers, Patto, Panaji Goa.
Website: www.czma.goa.gov.in

Ref. No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/ 746 Date: 04/07/2022

ORDER

WHEREAS, the Office of the Goa Coastal Zone Management Authority (hereinafter referred as 'the GCZMA' in short) had received a complaint letter dated01/03/2021 from Calangute Constituency Forum through its PRO and Gen Secretary and was inwarded in the office of on the 01/03/2021, with respect to Illegal concrete construction by digging pits for foundation in the property bearing survey no 158/1 of Calangute Village Bardez Goa carried out by Mr. Lloyd St Jude Joachim Fernandes resident of Tivai Vaddo, Calangute Bardez Goa; within the NDZ.

AND WHEREAS, a Show Cause Notice cum Stop Work Order bearing reference no GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/3040 dated 22/03/2021 issued to Mr. Lloyd St Jude Joachim Fernandes resident of Tivai Vaddo, Calangute, Bardez Goa and this Authority has directed the Deputy Collector and SDM Mapusa, including the Police Inspector, Calangute Police Station to stop ongoing illegal construction work in the property bearing Survey No 158/1 of village Calangute at Tivai Vaddo, Calangute, Bardez Goa.

AND WHEREAS, vide Inspection Notice bearing Ref No. GCZMA/N/ Shack-Hutt-Cott-Tent/19-20/08/3051 dated 22/03/2021; the Expert Members were requested to conduct a site Inspection of the said property to ascertain the environmental damage caused to the property. The Expert members conducted the Site Inspection on 25/03/2021 and submitted their Report.

AND WHEREAS, the matter was placed in the 255th GCZMA meeting held on 25/03/2021, The Expert Members informed the Authority that approx 36 RCC footing with M.S Base Plate is being constructed in the property under question. The Authority was of the opinion that major environmental damage is being caused in the property under consideration and in order to avoid further Environmental damage, the property needs to be sealed. The Authority decided to direct the Deputy Collector and SDM of Bardez to immediately seal the property

bearing survey no 158/1 of Village Calangute, Bardez Goa within 48 hours and send the Compliance report to this Authority.

AND WHEREAS, the matter was placed in the 268th Meeting of the GCZMA held on 19/08/2021. The Authority considered the request of the Respondent and granted him 10 days to remove the RCC columns and restore the land to its original condition. The Authority also decided to de-seal the property for 10 days. The Authority also intimated the Respondent that failure to comply the direction to remove the RCC columns and restore the land would attract a penalty of Rupees Ten Lakhs and the Authority would sub-delegate the work of restoring the land at the cost and expenses of the Respondent.

AND WHEREAS, in terms of the decision taken in the 268th Meeting of the GCZMA held on 19/08/2021; an order dated 25/08/2021 was issued to comply with directions contained therein.

AND WHEREAS, the matter was discussed and deliberated in the 285th GCZMA Meeting held on 13/01/2022. In the said meeting it was decided as follows, *"The Authority noted that the Respondent has submitted a compliance report. The Authority through its Expert Members and the Complainant has verified the compliance. The Authority is satisfied that the Respondent has complied with the directions. The Authority decided to drop the Show Cause Notice cum Stop Work Order bearing reference no. GCZMA/N/Shack-Hutt-Cott-Tent/19-20/08/3040 Dated 22/03/2021 issued to Mr. Llyod St Jude Joachim Fernandes, resident of Tivai Vaddo Calangute Bardez Goa"*

AND WHEREAS, upon the decision taken by the Authority in its 285th GCZMA meeting held on 13/01/2022 the same was communicated to the parties vide order dated GCZMA/N/Shack-Hutt-Cott-Tent/19-20/08/1902 dated 28/01/2022.

AND WHEREAS, subsequently the Authority was in receipt of an application filed by the Complainant Calangute Constituency Forum for review / recall of the order dated 28/01/2022 passed by the Authority.

AND WHEREAS, subsequently the same Complainant approached the Hon'ble High Court in PIL Writ Petition No. 982 of 2022 (filing No) wherein the Hon'ble High Court vide order dated 27/04/2022 has recorded the statement of the Lawyer appearing for the GCZMA that, *"Mr. Salkar states that the Complaint dated 06/04/2022 will be inquired into and if on inspection it is found that there are indeed any unauthorised activities undertaken, then the action in terms of law will be taken."*

AND WHEREAS, the Authority issued a notice bearing no. GCZMA/N/Shack-Hutt-Cott-Tent/19-20/08/553 dated 10/06/2022 for Site inspection to be conducted on 13/06/2022. The Expert Member along with the Field Surveyor conducted the site Inspection.

AND WHEREAS, during the Site Inspection the inspecting team observed that,

(i) there is a temporary steel fabricated structure with a dimensions of 21 mts x 7 mts being erected on stilts which is buried about 50 cms below the ground.

(ii) the earlier cement concrete foundations have been completely removed and are no traces of the same at site.

(iii) the site is fenced with metal corrugated sheets.

AND WHEREAS, this matter was taken up in the 311th Meeting of the GCZMA held on 21/06/2022, the proceeding of the meeting was that, *"The site was inspected by the Expert Member. As per the report of the Expert Member it is observed as follows: 1) it is observed that there is a temporary steel fabricated structures with dimensions of 21 meters x 7 meters being erected on stilt which is buried about 50cms below the ground. 2) The earlier cement concrete foundations have been completely removed and are no traces of the same at site.3) The site is fenced with metal corrugated sheets*

AND WHEREAS, this matter was taken up in the 311th Meeting of the GCZMA held on 21/06/2022, the Authority decided that, *"The Authority after perusing the report of Expert Member decided to direct the Respondent to remove the metal corrugated sheets. The Authority further decided to grant NOC to the*

Respondent for Revised plans for beach shack and wooden cottages in terms of earlier NOC bearing No GCZMA/N/Hut-Cott-Tent/19-20/08/1988 dated 24/12/2019".

NOW THEREFORE, the GCZMA in exercise of the powers conferred under Section 5 of the Environment (Protection) Act, 1986 (Central Act 29 of 1986) read with sub-rule (3) (a) of Rule 4 of the Environment (Protection) Rules 1986, and read with power vested with the GCZMA vide Order S.O. 3975 (E) dated 31/10/2019 issued by the Ministry of Environment & Forests, Government of India, hereby directs **Mr. Lloyd St Jude Joachim Fernandes to demolish/** ***remove the metal corrugated sheets***, located in the property **bearing Sy. No. 158/1** of Calangute Village, Bardez, Goa and as decided in terms of decision taken the **311th GCZMA** meeting held on 21/06/2022. The proceedings are accordingly disposed off.

For and on behalf of the
Goa Coastal Zone Management Authority

06/07/2022

(Dasharath M. Redkar)
Member Secretary (GCZMA)

To,
1. **Mr. Lloyd St Jude Joachim Fernandes,** Tivai Vaddo, Calangute Bardez Goa.

Copy to.

1. **The Collector & District Magistrate (North), Office of the Collector (North) Panaji, Goa**.....for information.
2. **The Dy. Collector & SDM of Bardez, Goa**.... for information.
3. **Calangute Constituency Forum,** c/o Mrs. Clothildes Braganca, D Block, Maria Rosa Phase I, Naika Vaddo, Calangute Bardez Goa. .... for information.

GOA COASTAL ZONE MANAGEMENT AUTHORITY

C/o Department of Environment, (Govt. of Goa)
4th Floor, Dempo Tower, Patto Plaza,
Panaji-Goa. 403001.
email: goacoastalzone@gmail.com.

Ref. No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/755 Dated: 08/07/2022

To.
Mr. Lloyd St. Jude Joachim Fernandes
Tivaivaddo-Calangute.
Bardez-Goa.

Sub: **Revised Permission/Approval for erection of temporary wooden cottages and Shack in the property bearing Survey No. 158/1 of Calangute Village, Bardez Taluka in terms of CRZ Notification, 2011 as amended.**

Ref: **1. Your application no. nil dated 08/09/2021.**
2.CRZ Notifcation,2011 as amended from time to time.

With reference to your application on the above mentioned subject, it is hereby conveyed that the Goa Coastal Zone Management Authority (herein after referred to as "the GCZMA", in short) has examined your proposal in its 311th GCZMA Meeting held on 21/06/2022 in accordance with the provisions of the clause 8 (v) (3) (iii) of CRZ Notification 2011 (as amended from time to time) for CRZ of Goa issued by the Ministry of Environment, Forests & Climate Change, Government of India. Accordingly, after detailed deliberation and discussion, the authority decided to grant revised approval for erection of temporary wooden cottages and Shack made of wood and /or natural/biodegradable material only in the property bearing Sy.No.158/1 of Calangute Village, Bardez Taluka for a total built up area of 1516.00 sq.mtrs (as per enclosed plan). All the other conditions mentioned in our approval/ permission dated 24/12/2019 remains the same.

Yours faithfully,

08/07/2022

(Dasharath M. Redkar)
Member Secretary (GCZMA)

Encl: As above

Copy to:

1. P.A to Secretary (Environment) / Chairman (GCZMA), Secretariat, Porvorim.....for kind information.
2. The Chairman, District Level Committee, (North Goa) Collectorate building, Panaji-Goa .... for kind information.
3. The Director, Department of Tourism, Government of Goa, Patto Panaji Goa.... for information and necessary action.
4. The Member Secretary, Goa State Pollution Control Board, Saligao, Bardez Goa..... for information and necessary action.
5. The Commissioner of Commercial Taxes, Vikrikar Bldg. M.G. Road, Panaji-Goa.. for information and necessary action.
6. The Dy. Collector & SDO, (Bardez), Mapusa- Goa.... for information
7. The Secretary, Village Panchayat of Calangute, Bardez Taluka .... for information and necessary action.

[Typed copy of pg. _____]

GOA COASTAL ZONE MANAGEMENT AUTHORITY

C/o Department of Environment, (Govt. of Goa)

4th Floor Dempo Tower, Patto Plaza

Panaji, Goa - 403001

Email: goacoastalzone@gmail.com

Ref. No. GCZMA/N/Shack-Not-Cott-Tent/19-20/08/755

Dated: 08/07/2022

To:

Mr. Lloyd St Jude Joachim Fernandes

Tivnivaddo Calangute

Bardez-Goa

Sub: Revised Permission / Approval for erection of temporary wooden cottages and Shack in the property bearing Survey No. 158/1 of Calangute Village, Bardez Taluka in terms of CRZ Notification, 2011 as amended

Ref:

1. Your application no. nil dated 08/09/2021

2. CRZ Notification 2011 as amended from time to time

With reference to your application on the above mentioned subject, it is hereby conveyed that the Goa Coastal Zone Management Authority (hereinafter referred to as 'The GCZMA, in short) has examined your proposal in its 311th GCZMA Meeting held on

21/06/2022 in accordance with the provisions of the clause 8 (v)(3)(iii) of CRZ Notification 2011 (as amended from time to time) for CRZ of Goa issued by the Ministry of Environment, Forests & Climate Change, Government of India. Accordingly, after detailed deliberation and discussion, the authority decided to grant revised approval for erection of temporary wooden cottages and Shack made of wood and/or natural/biodegradable material only in the property bearing Sy. NO. 158/1 of Calangute Village, Bardez Taluka for a total built up area of 1516.00 sq.mtrs (as per enclosed plan). All the other conditions mentioned in our approval/permission dated 24.12.2019 remains the same.

Yours faithfully

Sd/-

(Dasharath M. Redkar)

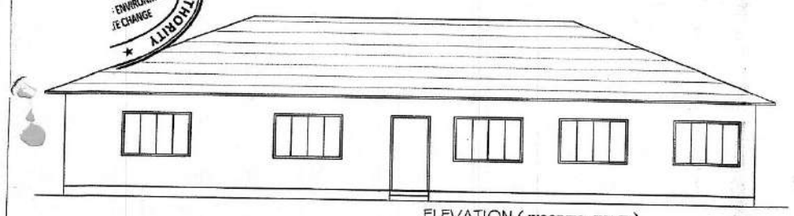
Member Secretary (GCZMA)

Encl: As above

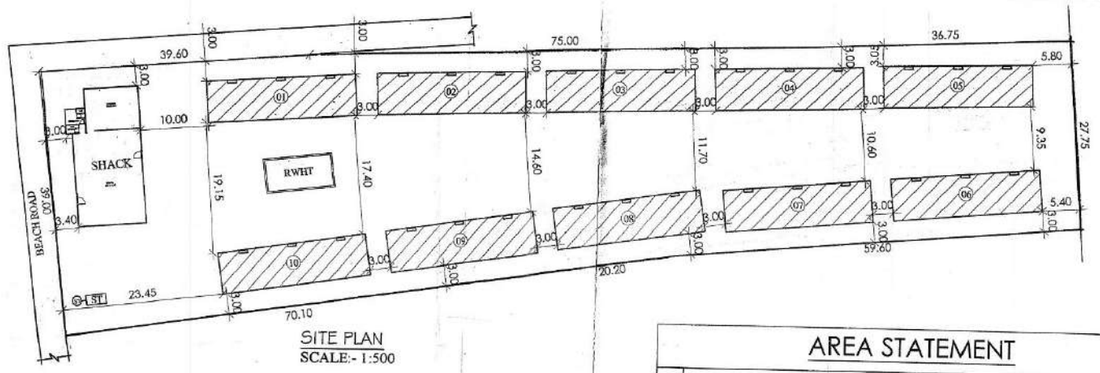
Copy to:

1. P.A. to Secretary (Environment) / Chairman (GCZMA), Secretariat, Porvorim for kind information.
2. The Chairman, District Level Committee, (North Goa) Collectorate building, Panaji-Goa for kind information.
3. The Director, Department of Toruism, Government of Goa, Patto Panaji Goa for information and necessary action.
4. The Member Secretary, Goa State Pollution Control Board, Saligao, Bardez Goa for information and necessary action
5. The Commissioner of Commercial Taxes, Vikrikar Bldg, M.G. Road, Panaji-Goa for information and necessary action
6. The Dy. Collector & SDO (Bardez), Mapusa Goa for information
7. The Secretary, Village Panchayat of Calangute, Bardez Taluka for information and necessary action

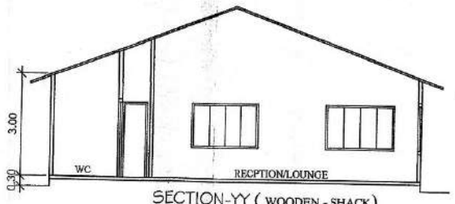
INFORMATION ISSUED UNDER RTI ACT, 2005



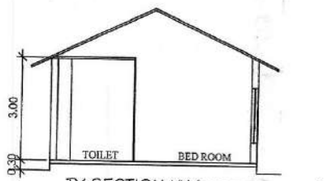
ELEVATION (WOODEN - SHACK)
SCALE:- 1:100



SITE PLAN
SCALE:- 1:500

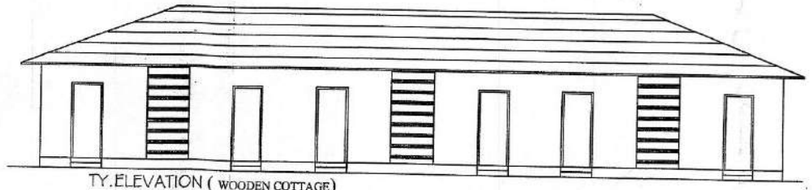


SECTION-YY (WOODEN - SHACK)
SCALE:- 1:100

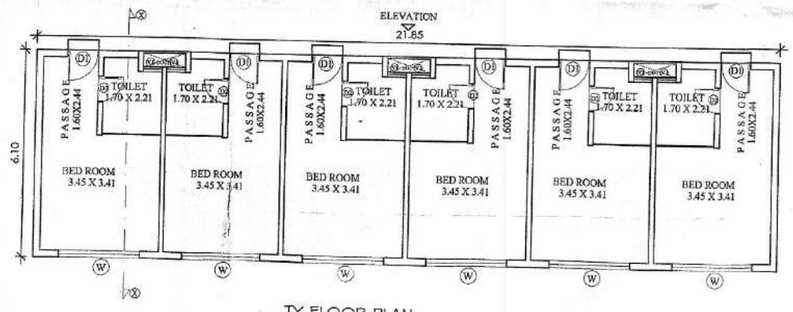


TY.SECTION-XX (WOODEN COTTAGE)
SCALE:- 1:100

FLOOR PLAN
(WOODEN - SHACK)
SCALE:- 1:100



TY.ELEVATION (WOODEN COTTAGE)
SCALE:- 1:100



TY.FLOOR PLAN
(WOODEN HUTS - 01 TO 10 Nos)
SCALE:- 1:100

AREA STATEMENT

1)	AREA OF THE PLOT	4700.00 M2
2)	AREA UNDER ROAD WIDENING	NIL
3)	NET EFFECTIVE AREA	4700.00 M2
4)	PERMISSIBLE COVERAGE (33%)	1551.00 M2
5)	PROPOSED COVERAGE (32.25 %)	1516.00 M2
6)	PERMISSIBLE F.A.R (33 %)	1551.00 M2
7)	PROPOSED F.A.R (32.25 %)	1516.00 M2
8)	DETAILS OF AREAS AND USE FLOORWISE	

FLOOR REF	USE	TOTAL B.U.A (m2)	AREAS FREE FROM F.A.R VER/BALC. (m2)	TOTAL (m2)	NET FLOOR AREA (m2)
GROUND FLR.		131.60	—	—	131.60
COTTAGES X 10 NOS		1316.00	—	—	1316.00
SHACK GROUND FLR.		200.00	—	—	200.00
GRAND TOTAL		1516.00	—	—	1516.00

REFER THIS OFFICE LETTER
NO.GCZMA /N/SHACK -HUT-COTT-TENT/19-20/08/1988
DATED 24/12/2019

SCHEDULE OF OPENINGS	
D1	1.00 X 2.20
D2	0.80 X 2.20
W	2.35 X 1.60
W1	2.00 X 1.30
V1	0.60 X 0.80
SD	2.80 X 2.20

PROJECT TITLE:-
REVISED PLANS SHOWING BEACH SHACKS AND WOODEN COTTAGES FOR TOURIST SEASON ON PROPERTY BEARING SY. NO 158/SUB-DIV NO 1, AT CALANGUTE VILLAGE BARDEZ TALUKA, GOA FORFOR MR. LLOYD St. JUDE JOACHIM FERNANDES.

OWNER'S SIGNATURE:	CONSULTANT'S SIGNATURE:
	BARESH GAITONDE (B.E.(CIVIL) AMIE (I) CHARTERED ENGINEER)

ANNEXURE 19

Ph.: 2276016

OFFICE OF THE VILLAGE PANCHAYAT

CALANGUTE

Bardez - Goa 403516

V.P/Cal/F-33/22-23/ 1763

Dated : 25/07/22

LICENCE FOR TEMPORARY WOODEN COTTAGES

To,
Lloyd St. Jude Joaquim Fernandes
H No 160, Gaura Vaddo
Calangute,Bardez-Goa

Sir/Madam,
With reference to your application inwarded in this office bearing inward no.4751 dated 21/07/22, this is to inform you that this No Objection Certificate / Permission is granted to you to erect **temporary wooden huts (10 nos) and temporary shack** in the property bearing **Sy. no. 158/1 of village Calangute** on the following conditions:-

TERMS AND CONDITIONS

1. The wastewater, sewage water and other solid or liquid waste from the temporary wooden huts and shack shall be disposed-off in a scientific & proper manner, which shall not cause any health hazard to the establishments or the residences in the vicinity.
2. The aforesaid waste, including sewage from the toilets, shall be released/treated only in soak-pit, septic tank or STP (of the required size), as applicable to such premises by law. No such waste, effluents or filth shall be released in the open or in drains or outside the business premises.
3. The persons working in the temporary wooden huts and shack shall carry a sanitary card/identity card, police verification cards and Govt ID copies, address records of the staff should be maintained by the owner of the establishment.
4. The Licensee shall keep/maintain separate dustbins and segregate WASTE into **DRY** and **WET** Waste with a tight lid-cover WITHIN the business premises and **NOT OUTSIDE** the premises. **ONLY SEGREGATED WASTE** will be collected by the panchayat and **FINES** will be issued under Solid Waste Management Rules 2016 if waste is not segregated or kept outside and the Panchayat shall initiate action for summary revocation thereof, without any further recourse to the licensee. Incase waste is not collected please call **WASTE MANAGEMENT HELPLINE 7796297547**
5. The Licensee shall ensure that the operation of the wooden huts and shack do not cause any nuisance to the surrounding areas due to loud music, excessive noise, foul odour, gaseous emissions and particulate matter, discharge of effluents, filth etc.
6. The Licensee shall not encroach upon or block existing traditional access or easementary right of way.
7. The Licensee shall not sublet the temporary staff without prior permission/intimation of this Panchayat.
8. The Licensee shall not carry-out any illegal or immoral activities in the temporary wooden huts and shack, including sale of narcotic drugs or psychotropic substances or indulge in prostitution or any other nefarious activities or store any explosive substances in the premises (other than gas-cylinder etc.). Panchayat shall initiate action for summary revocation thereof, without any further recourse to the licensee if any illegal or immoral activities are found to be taking place in the premises.
9. The Licensee shall ensure that the business operations are carried-out strictly from within the confines of the premises. The Licensee shall not keep any table/ stand h in the open-space setback area, footpath, bye-lane, or road.
10. Adequate parking arrangements must be made for parking of their customer vehicles in the premises.
11. In case the Licensee remains in arrears in the payment of the Trade License Fees, Garbage Collection Charges, House Tax Dues or any other charges levied by the Panchayat to the temporary wooden huts and shack, then the Panchayat shall be entitled to summarily stop the operations of the temporary wooden huts and shack (including to seal such premises) till the arrears are paid, without any further recourse to the licensee or further legal proceedings.
12. This License is issued only from the point of view of the Goa Panchayat Raj Act, 1994, and does not absolve the licensee from obtaining other required licenses from other competent authorities for the running of the hotel/guesthouse. Without prejudice to the generality of the aforesaid provision, the Licensee shall register the hotel/guesthouse and/or obtain required license/NOC from the Labour Department, Directorate of Tourism, Directorate of Fire & Emergency Services, Food & Drugs Department, FSSAI, Excise Department, Public Health Department, Goa State Pollution Control Board, Police Department or other authority, as required by law.
13. If the Licensee fails to obtain the mandatory permissions/licenses from other authorities or violates or fails to comply with the terms and conditions of this license or if it is later revealed that this license has been obtain by fraud/misrepresentation of facts and documents, then the Panchayat shall initiate action for summary revocation thereof, without any further recourse to the licensee.
14. This License is valid till the end of the financial year during which it is issued i.e., 31st March. The License shall apply for renewal of this license well in advance prior to its expiry and in any case, by the 10th March of every year.
15. The temporary wooden huts and shack should be managed by the applicant or her family only and in no way any other person will manage the kiosk.
16. This temporary permission is issued vide Resolution no. IX J(33) dated 21/07/2022
17. The License fees for temporary wooden huts is Rs. 1,10,000/- is paid vide Receipt No. 073/13 dated 25/07/22 and The Garbage fees of Rs. 11,000/- paid vide Receipt No. 73/13 dated 25/7/22 and License fees for temporary shack is Rs. ——— is paid vide Receipt No. ——— dated ——— and The Garbage fees of Rs. ——— paid vide Receipt No. ——— dated ———
18. The Permission is valid from 26/07/22 upto 27/07/23

Information under R-1

Secretary/Sarpanch
V. P. Calangute

Copy to : The Police ...

Typed copy of pg. _____

OFFICE OF THE VILLAGE PANCHAYAT
CALANGUTE, Bardez Goa 403516

VP/Cal/F-33/22-23/1763 Dated: 25/07/22

LICENCE FOR TEMPORARY WOODEN COTTAGES

To,
Lloyd St. Jude Joaquim Fernandes

H No 160, Gaura Vaddo
Calangute Bardez Goa

Sir/Madam,

With reference to your application inwarded in this office bearing inward no. 4751 dated 21.7.22, this is to inform you that this No Objection Certificate / Permission is granted to you to erect temporary wooden huts (10 nos) and temporary shack in the property bearing Sy. No. 158/1 of village Calangute on the following conditions:-

TERMS AND CONDITIONS

1. The wastewater, sewage water and other solid or liquid waste from the temporary wooden huts and shack shall be disposed off in a scientific and proper manner, which shall not cause any health hazard to the establishments or the residences in the vicinity.

2. The aforesaid waste, including sewage from the toilets, shall be released/treated only in soak-pit, septic tank or STP (of the required size) as applicable to such premises by law. No such waste, effluents or filth shall be released in the open or in drains or outside the business premises.

3. The persons working in the temporary wooden huts and shack shall carry a sanitary card/identity card, police verification cards and Govt ID copies, address records of the staff should be maintained by the owner of the establishment.

4. The License shall keep/maintain separate dustbins and segregate WASTE into DRY and WET waste with a light lid-cover WITHIN the business premises and NOT OUTSIDE the premises. ONLY SEGREGATED WASTE will be collected by the panchayat and FINES will be issued under Solid Waste Management Rules 2016 if waste is not segregated or kept outside and the Panchayat shall initiate action for summary revocation thereof, without any further recourse to the licensee. In case waste is not collected please call WASTE MANAGEMENT HELPLINE 7796297547.

5. The Licensee shall ensure that the operation of the wooden huts and shack do not cause any nuisance to the surrounding areas due to loud music, excessive noise, foul odour, gaseous emissions and particulate matter, discharge of effluents, filth etc.

6. The Licensee shall not encroach upon or block existing traditional access or easementary right of way.

7. The Licensee shall not sublet the temporary staff without prior permission / intimation of this Panchayat.

8. The Licensee shall not carry-out any illegal or immoral activities in the temporary wooden huts and shack including sale of narcotic drugs or psychotropic substances or indulge in prostitution or any other nefarious activities or store any explosive substances in the premises (other than gas-cylinder etc). Panchayat shall initiate action for summary revocation thereof, without any further recourse to the licensee if any illegal or immoral activities are found to be taking place in the premises.

9. The Licensee shall ensure that the business operations are carried strictly from within the confines of the premises. The Licensee shall not keep any table / stand in the open-space setback area, footpath, bye-lane or road.

10. Adequate parking arrangements must be made for parking of their customer vehicles in the premises.

11. In case the Licensee remains in arrears in the payment of the Trade License Fees, Garbage Collection Charges, House Tax Dues or any other charges levied by the Panchayat to the

temporary wooden huts and shack, then the Panchayat shall be entitled to summarily stop the operations to the temporary wooden huts and shack (including to seal such premises) and the arrears are paid, without any further recourse to the licensee or further legal proceedings.

12. The License is issued only form the point of view of the Goa Panchayat Raj Act 1994 and does not absolve the licensee from obtaining other required licenses from other competent authorities for the running of the hotel/guest house and /or obtain required license/NOC from the Labour Department, Directorate of Tourism, Directorate of Fire & Emergency Services, Food & Drugs Department, FSSAI, Excise Department Public Health Department, Goa State Pollution Control Board Police Department or other authority as required by law.

13. If the Licensee fails to obtain the mandatory permissions/licenses from other authorities or violates or fails to comply with the terms and conditions of this license or if its later revealed that this license has been obtain by fraud /misrepresentation of facts and documents from the Panchayat shall initiate action for summary revocation thereof without any further recourse to the licensee.

14. This License is valid till the end of the financial year during which it is issued ie.31st March. The License shall apply for

renewal of the license in advance prior to the expiry and in any case by the 10th March of every year.

15. The temporary wooden huts and shack shall be managed by the applicant or her family only and in no way any other persons who manage the kiosk.

16. This temporary permission is issued vide Resolution No. IX J(33) dated 21.07.2022

17. The License fees for temporary wooden huts is Rs 1,10,000/- is paid via receipt No. 073/13 dated 25.07.22 and the Garbage fees of Rs 11,000/- paid via receipt no. 75/13 dated 25.07.22 and license fees for temporary shack is Rs – is paid vide Receipt No. – dated – and the garbage fees of Rs – paid vide Receipt No. – dated -.

18. This permission is valid from 26.07.2022 till 27.7.2023.

(Sd/-)
Secretary / Sarpanch
V.P. Calangute

ANNEXURE 20

O/C

GOA FOUNDATION

G-8, St Britto's Apartments, Feira Alta, Mapusa 403507 Goa, INDIA
Telephone: +91-9067176274
E-mail: goafoundation@gmail.com *Website:* www.goafoundation.org

Dated: 21.10.2022

To:
The Senior Town Planner,
Town & Country Planning Department
Mapusa, Bardez Goa

Sub: Technical Clearance for constructions (10 temporary huts and one shack) being erected on Sy. No. 158/1 located in NDZ of Calangute village.

Dear Sir,

It has come to our notice that there is large scale development taking place on the above premises which does not have development approval of either the Town Planning Department or the PDA.

During the visit of expert member of the GCZMA held on 10.6.2022, it has been found that there is a "temporary steel fabricated structure with dimension of 21 X 7 metres being erected on stilts which are buried 50 cms below the ground." A copy of the site inspection report is annexed to this letter.

I am also enclosing latest photographs of the site and construction undertaken.

From the pictures it is clear that the construction being carried out is of a permanent nature which is not permitted in the NDZ of the CRZ.

It also appears that the GCZMA had granted an NOC for erection of "10 temporary huts and one shack." However, construction at site is at variance with the NOC.

Panchanama carried out by the panchayat dated 3rd June 2022 indicates that the structure is *pucca*, material used is steel, cement and sheets and the approximate cost is Rs.30 lakhs. Copy of the panchanama is also enclosed.

Rcvd 21/10/2022

You are requested to order an immediate inspection and to investigate how such construction is permitted within the NDZ of village of Calangute, that too, without any approval from the authority. Please treat this matter seriously, as damage to the beach would be enormous, this being No-Development Zone falling within 200 metres of the HTL.

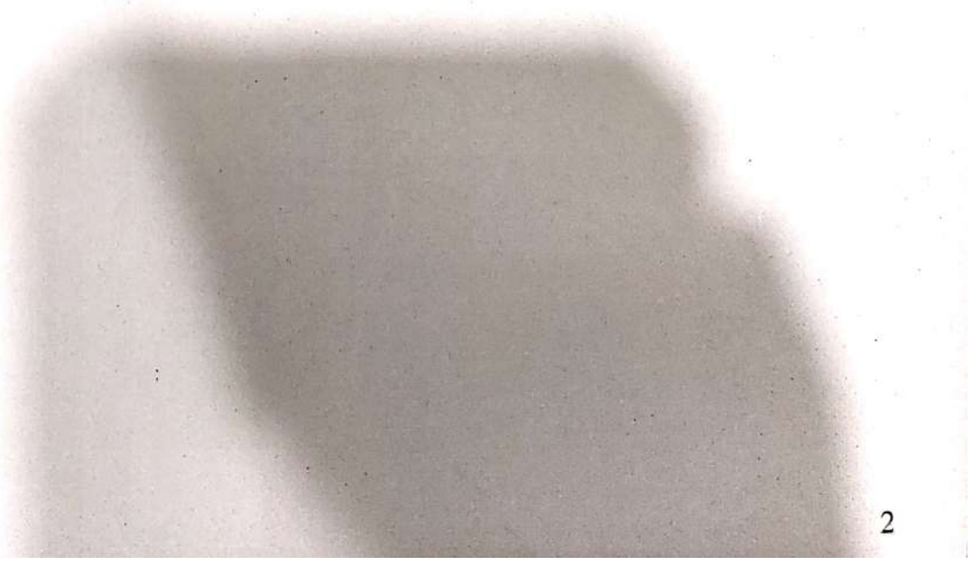
I look forward to your immediate action in the matter.

Yours sincerely,

Dr. Claude Alvares
Director

Encl:

1) Report of Expert Member/GCZMA
2) Panchanama of Panchayat of Calangute
3) Photos of the construction today



ANNEXURE 21 COLLY

PLAN

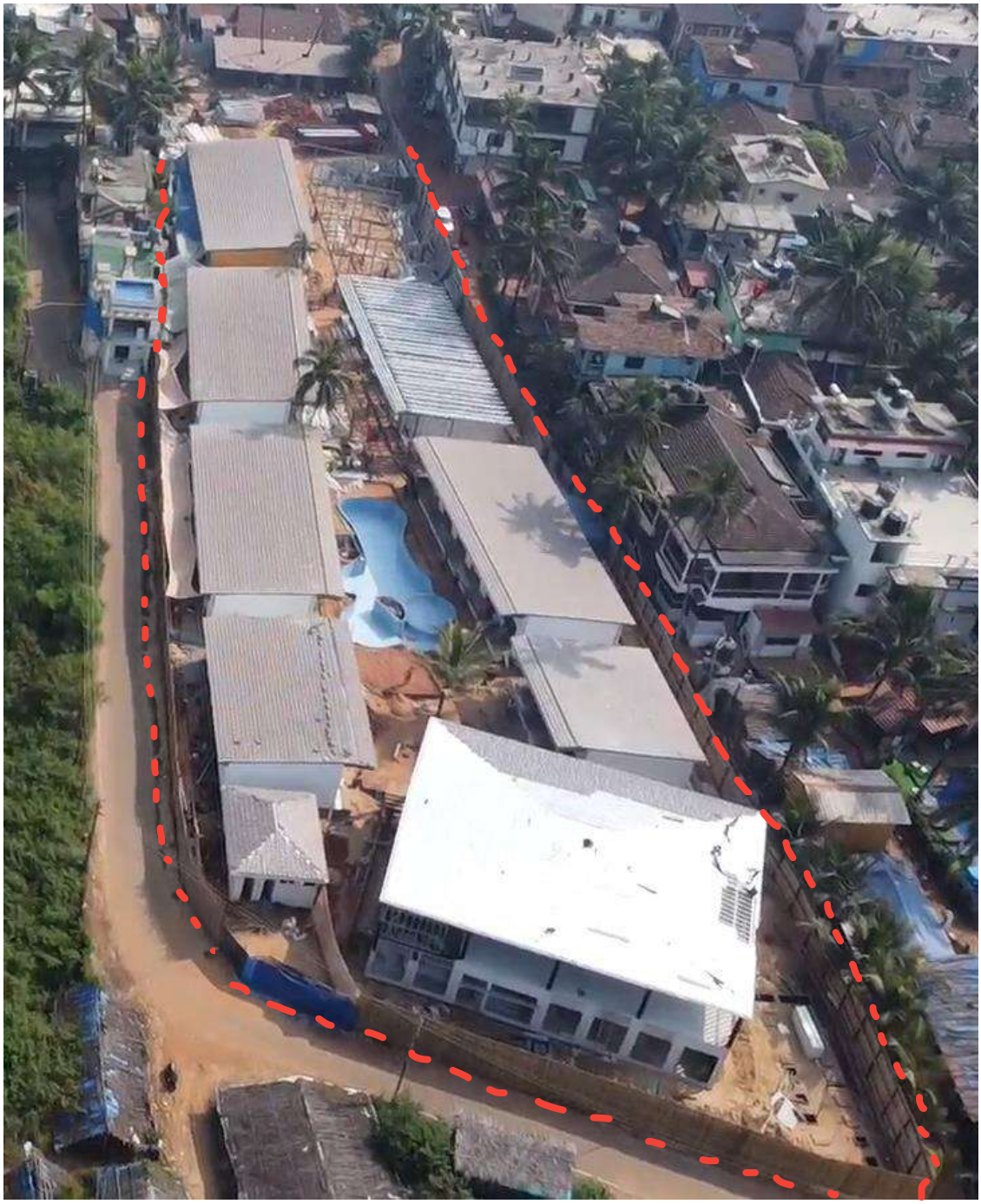
SHOWING PROPERTY SURVEYED UNDER SUB DIVISION 1 OF SURVEY NO. 158 SITUATED AT CALANGUTE VILLAGE OF BARDEZ TALUKA

N

SCALE 1:500

Map prepared by Petitioner showing villas, swimming pool and other permanent structures erected on Sy. No. 158/1, Calangute village, dt. 24.11.2022. Plot boundary seen outlined in light blue; illegal structures seen outlined in dark blue.

Photographs showing villas, swimming pool and other permanent structures erected on Sy. No. 158/1, Calangute village, dt. 24.11.2022. Plot boundary outlined in red.



A/D.

ANNEXURE 22

NORTH GOA PLANNING AND DEVELOPMENT AUTHORITY

Archdiocese Bldg., 1st floor, Mala Link Road,
PANAJI-GOA

Ref. No. NGPDA/iLL/ CAL/ 44/143/ 1819 /2022 Date: 28 OCT 2022

To,
Mr. Llyod St. Jude Joachim Fernandes,
Tivai vaddo,
Calangute, Bardez Goa

Sub: Complaint received regarding Illegal construction situated in Survey No. 158/ 1 of Calangute Village.

Sir/Madam

This is to inform you that the Authority is in receipt of a complaint bearing Inward No.2072 dtd. 21/10/2022 (Copy enclosed) regarding illegal construction situated at Survey No.158/1 of village, Calangute from Goa Foundation,

In this regards you are kindly requested to submit the plans/approved license of any construction carried out from any competent Authority, so the authority can act further, and also clarify the above complaint.

The above documents may be furnished within seven days from the receipt of this letter failing which further necessary action shall be initiated.

You are hereby requested to be present for joint site inspection on 9/11/2022 at 3.30 p.m

NORTH GOA PLANNING & DEVELOPMENT AUTHORITY PANAJI GOA

Yours faithfully,

28/10/22

(R.K.PANDITA)
MEMBER SECRETARY

Encl: - Copy of complaint letter dated 2072 received on 21/10/2022

Copy to: Dr Calude Alvares
Director Goa foundation
G-8 , St. Britto's Apartments, Feira Alta,
Mapusa 403507 Goa

You are also requested to be present for joint site inspection as above date and time with respect to your complaint dt. 21/10/2022

Scanned with OKEN Scanner

ANNEXURE 23

02.12.2022

-0/C

GOA FOUNDATION

G-8, St Britto's Apartments, Feira Alta, Mapusa 403507 Goa, INDIA
Tel: +91-(0)832-2256479; 2263305 (also fax)
E-mail: goafoundation@gmail.com Website: www.goafoundation.org

Received by ... Date 12 DEC 2022
Inward No. 2749
North Goa Planning and Development Authority

To,
The Member Secretary,
North Goa Planning and Development Authority,
Archdiocese Bldg., 1st Floor,
Mala Link Road, Panaji, Goa – 403001.

SUBJ. – Inspection – Complaint regarding illegal construction in Survey No. 158/1 of Calangute village

Ref: 1. Your letter dt. 28.10.2022 bearing Ref. No. NGPDA/ ILL/ CAL/44/143/1819

2. My complaint dt. 21.10.2022 bearing Inward No. 2072

Sir,

By your letter dt. 28.10.2022, I was informed that the NGPDA had fixed a joint site inspection on 09th November 2022 of the site at Sy. No. 158/1, Calangute Village, in pursuance of my complaint dt. 21.10.2022.

On 8th November 2022, I received a message from an NGPDA officer intimating me that the inspection scheduled for 09.11.22 had been cancelled, as the private party/owner had submitted its reply, and that a copy of the said reply would be posted to me.

Following the receipt of this message, it has been more than 3 weeks and I am yet to receive the reply filed by the private party/owner in this matter.

As such, I hereby authorize **Mr. Om D'costa** to collect a hard copy of the reply from your office on my behalf.

Yours truly,

Dr. Claude Alvares,
Director, Goa Foundation.

ANNEXURE 24

OFFICE OF THE SENIOR TOWN PLANNER
Town & Country Planning Dept.,North Goa District Office,
302, Govt. Building Complex, Mapusa, Bardez - Goa.

Ref No.: 1/TCP/TECH- GEN/CAL/2023 137 **dt.** 8/02/2023

To,
Dr. Claude Alvares,
Director Goa Foundation,
G-8, St. Brittos Apartments,
Feira Alto, Mapusa Goa.

Sub: Issue of Certified copy.

Ref.:- 1) Your application 2749 dated 12/12/2022.
2) File received from North Goa Planning & Development Authority, Panaji Goa vide letter no. NGPD A/ARP/NAG/ PAR/CAL/MISC/2626/2022 dt. 29/12/2022 at sr. no. 76.
3) Letter dt. 08/02/2023 from Director of Goa Foundation

Sir,

This has reference to the above, please find enclosed herewith a certified copies of reply letter earing inward no.2211 dt. 04/11/2022 of the owner/ developers Mr. Llyod St. Jude H. Fernandes alongwith the following enclosures.

1. Letter from Village Panchayat of Calangute vide no. VP/CAL/F-68/21-22/4729 dt. 09/03/2022 (Annexure –A)
2. Order Goa Coastal Zone Management Authority vide no. GCZM A/N/Shack-Hut-Cott-Tent/19-20/08/1902 dt. 28/01/2022 (Annexure B)
3. Trade License Village Panchayat of Calangute vide no. VP/CAL/F-33/19-20/5243 /dt. 20/02/2022 (Annexure –C)
4. License for temporary wooden cottages Village Panchayat of Calangute vide no. VP/CAL/F-33/22-23/1763 dt. 25/07/2022 (Annexure –D)
5. Order Goa Coastal Zone Management Authority vide no. GCZM A/N/Shack-Hut-Cott-Tent/19-20/08/746 dt. 06/07/2022 (Annexure E)
6. Permission / approval for temporary wooden cottages & shack in the property bearing Sy. No. 158/1 of Calangute village from Goa Coastal Zone Management Authority vide no. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/1988 dt. 24/12/2019 (Annexure F) This is issued at the request of the complainant Dr. Claude Alvares letter dt. 02/12/2022 received by the Authority on 12/12/2022.

Yours faithfully,

8/2/23
(R. K. Pandita)
Senior Town Planner

Encl_ as per above (copy of reply letter dt. 04/11/2022 along with Annexure A to F)

Scanned with OKEN Scanner

ANNEXURE 25

Dated 04th Nov 2022

To

The Member Secretary

North Goa Planning and Development Authority

Panaji – Goa

Subject : Complaint Received regarding Illegal Construction Situated at Survey No. 158/1 of Calanguate Village Vide Ref. No. NGPDA/iLL/CAL/44/143/1819/2022 Dated 28th Oct 2022

Dear Sir,

This is to inform your good self that we have been issued permission by Goa Costal Zone Management Authority Vide Reference No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/1988 Dated 24th Dec 2019 (Encloser - 1) and as revised by technical approval vide Reference No. GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/755 Dated 06th Jul 2022 issued to us (Encloser - 2).

Further, we have taken approval from Village Panchayat vide Ref. No. V.P./Cal/F-33/19-20/5243 Dated 20th Feb 2020 (Encloser - 3) which was further renewed and revised vide Ref. No. V.P./Cal/F-33/22-23/1763 Dated 25th Jul 2022 (Encloser - 4).

On the basis of complained the Goa Coastal Zone Management Authority inspected the said site and gave us clean chit wide GCZMA/N/Shack-Hut-Cott-Tent/19-20/08/1908 Dated 28th Jan 2022 (Encloser - 5)and Village Panchayat Clearance Letter No. V.P./Cal/F-68/21-22/4729 Dated 09th Mar 2022 (Encloser - 6).

Further, this to inform your good self that your authority does not have jurisdiction to inspect on temporary structure and as such the said notice may be withdrawn.

Thanks & Regards

Lloyd St. Jude Joaquim Fernandes

Office of the North Goa
Planning & Dev. Authority
Inward No. 2211
Date: 4 NOV 2022

CERTIFIED TRUE COPY
As per the xerox copy, submitted by, Lloyd St. Jude Joaquim Fernandes

ANNEXURE 26

OFFICE OF THE SENIOR TOWN PLANNER
Town & Country Planning Dept., North Goa District Office,
302, Govt. Building Complex, Mapusa, Bardez - Goa.

Ref No.: TCP/TECH/GEN/CAL/TCP-2023/145 **Dated: 09 /2/2023**

To,
Mr. Llyod St. Jude Joaquim Fernandes,
Tivai vaddo, Calangute, Bardez Goa.

Sub: compliant regarding illegal construction in property bearing **Sy.no.158/1** *of village* **Calangute** Bardez Goa.

*Ref: Your representation dt. 13/11/2022 addressed to NGPDA received in this office under inward no.***115** dated **29/12/2022.**

Sir/ Madam,

With reference to the above mentioned subject as per your request letter dt. 13/11/2022 the joint inspection has been fixed on 21/02/2023 at 3.00 p.m. accordingly it is requested to visit this office to proceed for site inspection to take further necessary action in the matter.

Yours faithfully,

Aldonkar
09/02/2023

(Zaidev Aldonkar)
Dy. Town Planner

Copy to :-

Dr. Calude Alvares,
Director Goa Foundation,
G-8, St. Brittos Apartments, Feira Alto,
Mapusa Goa.

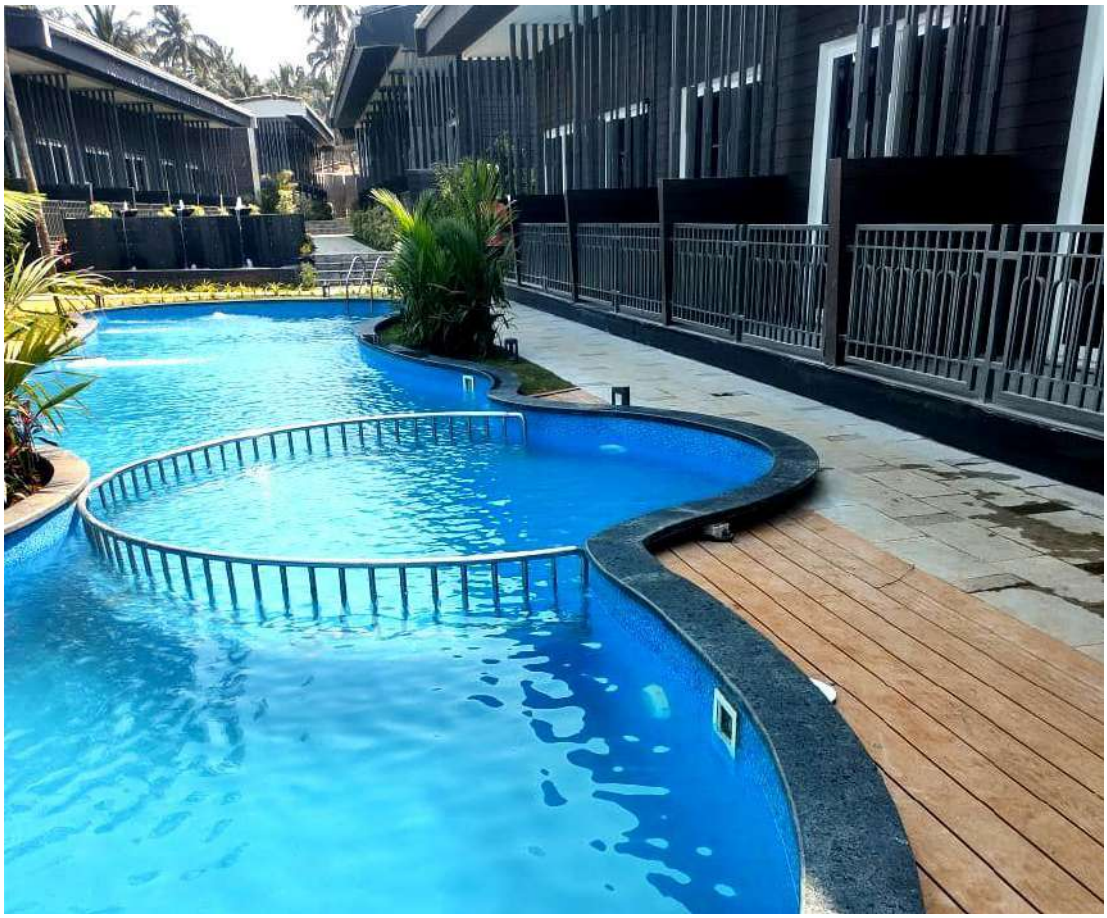
..... You are also requested to be present for joint Site inspection as above date and time with respect to your complaint dt. 21/10/2022

ANNEXURE 27 COLLY

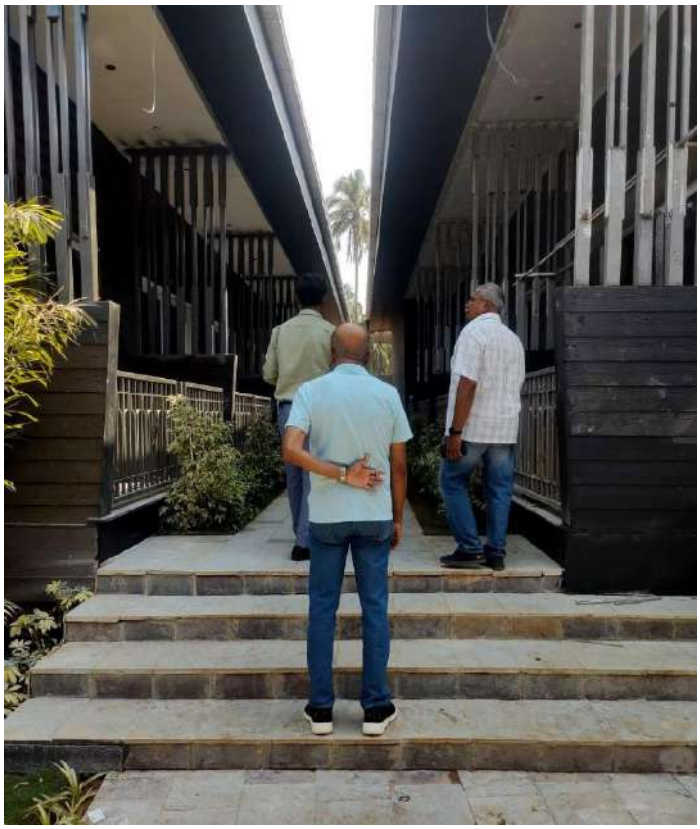
Photographs dt. 03.03.2023 of structures at Sy. No. 158/1, Calangute village, Bardez Taluka.

Large metal gate & overhead metal beams seen at property entrance.

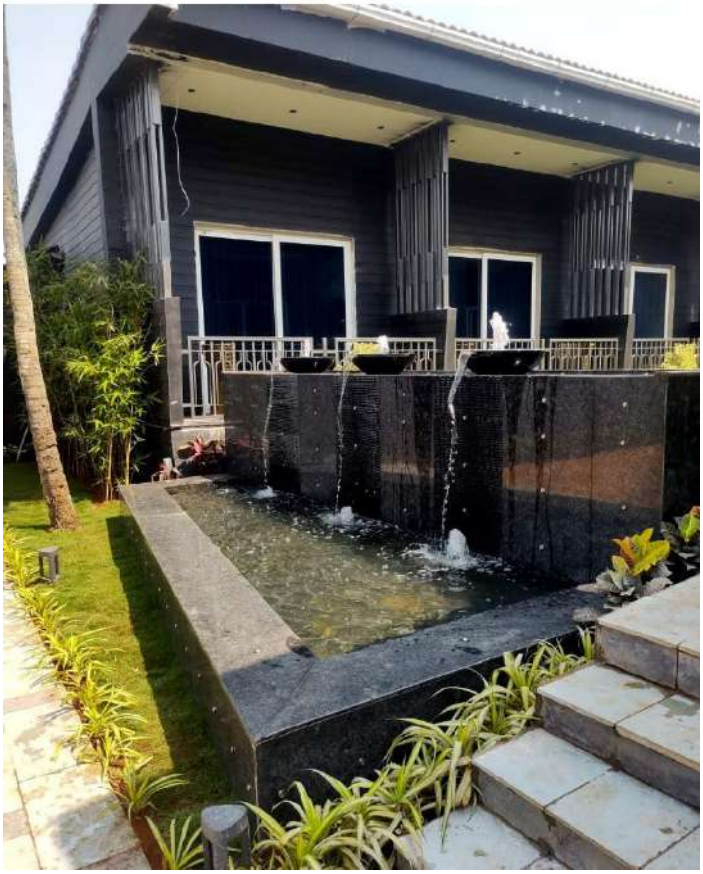
Swimming pool and huge villas seen.



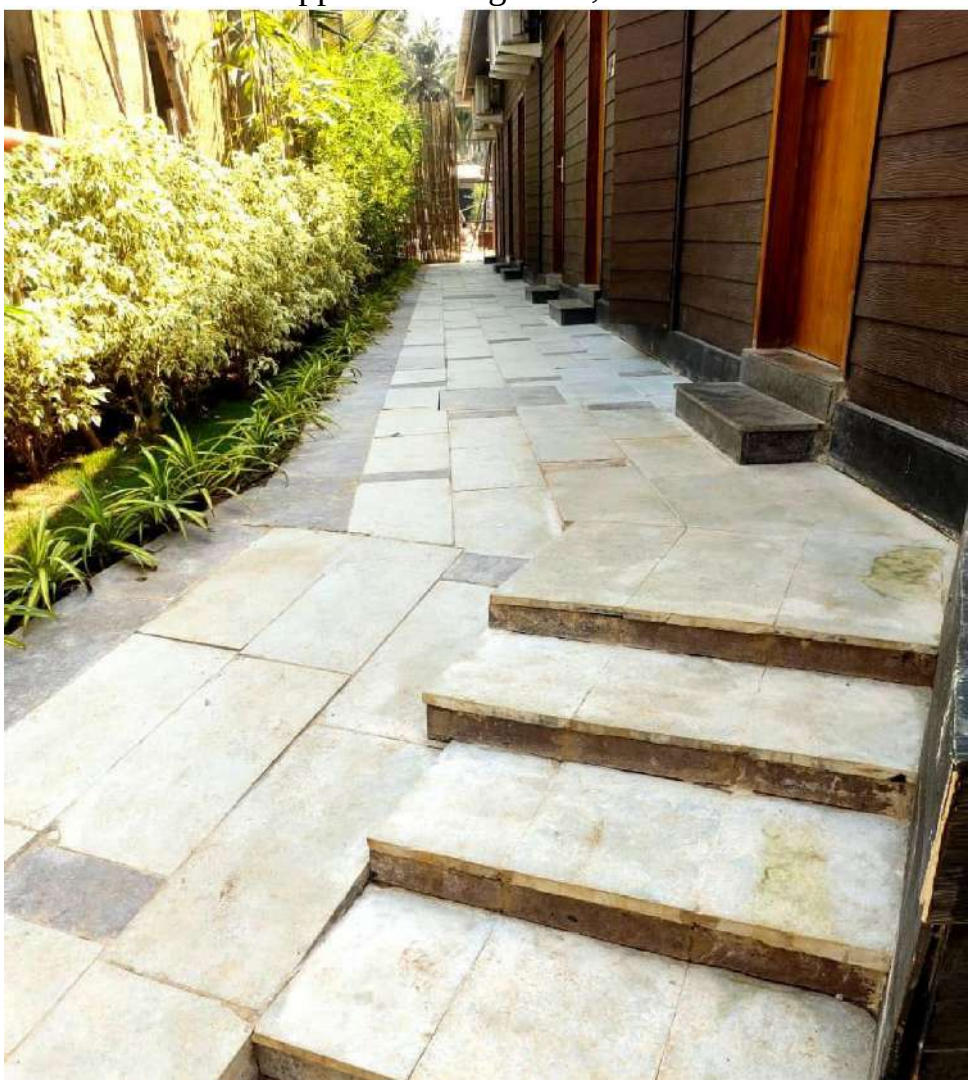
Close up photographs of villas – some completed, some under construction. Marble and granite flooring, metal railings seen. GCZMA NOC permits only ground floor structures.



Permanent villa with roofing, metal beams seen. Granite/marble water fountain arrangement and concrete steps also present.



Foundation of villa structures seen to be made of cement.

Porch of the villas is of stone and marble, and has metal railings.
Outside, marble and tiled flooring of the walkway observed.

Tiled walkway around the villas. ACs seen attached to villas. Foundation here appears to be granite, marble and/or cement.